S T A T E O F N E W Y O R K

2343

2009-2010 Regular Sessions

I N A S S E M B L Y

January 15, 2009

Introduced by M. of A. REILICH, KOLB -- Multi-Sponsored by -- M. of A. BUTLER, ERRIGO, FINCH, McDONOUGH, THIELE, TOWNSEND, WEISENBERG -- read once and referred to the Committee on Governmental Employees

AN ACT to amend the military law, in relation to authorizing additional paid leave for public employees who are absent on military duty

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Subdivision 5 of section 242 of the military law, as amended by chapter 161 of the laws of 1984, is amended to read as follows:

5. Pay for military duty. (A) Every public officer or employee shall be paid his salary or other compensation as such public officer or employee for any and all periods of absence while engaged in the performance of ordered military duty, and while going to and returning from such duty, not exceeding a total of thirty days or twenty-two working days, whichever is greater, in any one calendar year and not exceeding thirty days or twenty-two working days, whichever is greater, in any one continuous period of such absence.

(B) EVERY PUBLIC OFFICER OR EMPLOYEE SHALL BE PAID THE DIFFERENCE BETWEEN HIS SALARY AND OTHER COMPENSATION AS SUCH PUBLIC OFFICER OR EMPLOYEE FOR ANY AND ALL PERIODS OF ABSENCE WHILE ENGAGED IN THE PERFORMANCE OF ORDERED MILITARY DUTY, AND WHILE GOING TO AND RETURNING FROM SUCH DUTY, NOT EXCEEDING A TOTAL OF THREE HUNDRED THIRTY-FIVE DAYS IN ANY ONE CALENDAR YEAR, AND NOT EXCEEDING THREE HUNDRED THIRTY-FIVE DAYS IN ANY ONE CONTINUOUS PERIOD OF SUCH ABSENCE.

S 2. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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