STATE OF NEW YORK

4058

2017-2018 Regular Sessions

IN ASSEMBLY

February 1, 2017

Introduced by M. of A. ORTIZ -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the military law, in relation to expanding the paid leave for public officers and public employee reservists

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~~] **forty-nine** days or [~~twenty-two~~] **thirty** working days, whichever is greater, in any one calendar year and not exceeding [~~thirty~~] **forty-nine** days or [~~twenty-two~~] **thirty** working days, whichever is greater, in any one continuous period of such absence.

(b) All county and municipal employees who are members of the organized reserve of the United States armed forces, including the National Guard of this state, shall be allowed full pay for all time not in excess of forty-nine days per year spent on duty in connection with reserve training and instruction requirements of the armed forces of the United States, including the National Guard of this state. This leave shall be at the discretion of the employing county or municipality and shall be in addition to any annual vacation leave with pay to which an employee may be entitled.

§ 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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