# STATE OF NEW YORK

3738

2019-2020 Regular Sessions

# IN ASSEMBLY

January 31, 2019

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 extending the period of time for which public officers and employees shall be paid his or her salary for military duty

**The People of the State of New York, represented in Senate and Assembly, do enact as follows:**

Section 1. The opening paragraph of 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:

Every public officer or employee shall be paid his **or her** 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~~] **sixty** days or [~~twenty-two~~] **forty-four** working days, whichever is greater, in any one calendar year and not exceeding [~~thirty~~] **sixty** days or [~~twenty-two~~] **forty-four** working days, whichever is greater, in any one continuous period of such absence.

§ 2. Paragraph (a) of subdivision 5 of section 242 of the military law, as amended by chapter 406 of the laws of 2017, is amended to read as follows:

(a) Every public officer or employee shall be paid his or her 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~~] **sixty** days or [~~twenty-two~~] **forty-four** working days, whichever is greater, in any one calendar year and not exceeding [~~thirty~~] **sixty** days or [~~twenty-two~~] **forty-four** working days, whichever is greater, in any one continuous period of such absence.

§ 3. This act shall take effect immediately; provided however that section two of this act shall take effect on the same date and in the same manner as section 1 of chapter 406 of the laws of 2017 takes effect.

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

LBD07761-01-9