STATE OF NEW YORK

5285--A

2019-2020 Regular Sessions

IN SENATE

April 23, 2019

Introduced by Sens. BROOKS, SERINO -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the military law, in relation to authorizing additional paid leave for health related services for certain employees

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 is amended by adding a new paragraph (c) to read as follows:

(c) Public officers or employees, as defined by paragraph (a) of subdivision one of this section, who are not employees of the state of New York and therefore not entitled to the benefits contained in paragraph (b) of this subdivision, who have served in a combat theater or combat zone of operations as documented by a copy of his or her DD214, certificate of release or discharge from active duty, or other applicable department of defense documentation, may be entitled to additional paid leave for health related services related to duty in a combat theater or combat zone of operations. The governing body of a municipal corporation may, in its sole discretion, adopt a resolution or local law providing for the payment of the salary or other compensation of such public officers or employees for any and all periods of absence while utilizing healthcare related services related to duty in a combat theater or combat zone of operations, not exceeding five working days, in any one calendar year. Any such local law or resolution adopted must apply to both combat theater veterans and combat zone of operations veterans employed by such public employer. Nothing in this paragraph shall be construed to diminish the rights, privileges, or remedies of any employee under any collective bargaining agreement.

§ 2. This act shall take effect on the one hundred twentieth day after it shall have become a law.

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

LBD01659-05-9