

SENATE BILL 619
EMERGENCY BILL

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2002 Regular Session
2lr2340

By: **Senator Harris**

Introduced and read first time: February 1, 2002

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Militia - Leaves of Absence for Public Employees**

3 FOR the purpose of providing that certain members of the organized militia who are
4 ordered to active duty with the consent of the Governor are entitled to leave of
5 absence from their duties without loss of pay, time or efficiency rating for the
6 time while actually serving under the active duty order; providing for the
7 application of this Act; and making this Act an emergency measure.

8 BY repealing and reenacting, with amendments,
9 Article 65 - Militia
10 Section 42
11 Annotated Code of Maryland
12 (1998 Replacement Volume and 2001 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article 65 - Militia**

16 42.

17 All officers and employees of the State, county or political subdivisions thereof
18 who shall be members of the organized militia shall be entitled to leave of absence
19 from their respective duties, without loss of pay, time or efficiency rating, on all days
20 during which they shall be engaged in field or coast defense or other training ordered
21 or authorized under the provisions of this article, or under any law of the United
22 States, during such time as they are on inactive duty training, for not to exceed 15
23 days annually; provided, however, if any members of the organized militia are ordered
24 to active duty under authority OR WITH THE CONSENT of the Governor they shall be
25 entitled to leave of absence without loss of pay, time or efficiency rating for such time
26 while actually serving under such active duty orders in addition to the 15-day period
27 specified above.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
29 construed to apply retroactively and shall be applied to and interpreted to affect any

1 member of the organized militia subject to this Act who is ordered to active duty with
2 the consent of the Governor on or after September 11, 2001.

3 SECTION 3. AND BE IT FURTHER ENACTED, That this Act is an emergency
4 measure, is necessary for the immediate preservation of the public health or safety,
5 has been passed by a ye and nay vote supported by three-fifths of all the members
6 elected to each of the two Houses of the General Assembly, and shall take effect from
7 the date it is enacted.