

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL NO. 505

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Militia” insert “- State Employees - Members of the Maryland National Guard”; in the same line, strike “of Absence for Public Employees” and substitute “Provisions”; strike beginning with “providing” in line 3 down through “militia” in line 8 and substitute “authorizing the Secretary of Budget and Management to grant certain leave from the State Employees’ Leave Bank to a certain State employee who is a member of the Maryland National Guard and has been ordered into active military service on or after a certain date; establishing a certain limitation on the amount of leave a member of the Maryland National Guard may receive; extending to a certain date the termination of certain provisions authorizing the grant of certain leave from the State Employees’ Leave Bank to certain employees; and generally relating to leave for State employees”; strike in their entirety lines 9 through 13, inclusive; and after line 13, insert:

“BY repealing and reenacting, without amendments,

Article - State Personnel and Pensions

Section 9-603(c)

Annotated Code of Maryland

(1997 Replacement Volume and 2002 Supplement)

BY repealing and reenacting, with amendments,

Article - State Personnel and Pensions

Section 9-608

Annotated Code of Maryland

(1997 Replacement Volume and 2002 Supplement)

BY repealing and reenacting, with amendments,

Chapter 285 of the Acts of the General Assembly of 2002

Section 4”.

(Over)

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 16 on page 1 through line 6 on page 2, inclusive.

On page 2, after line 6, insert:

“Article - State Personnel and Pensions

9-603.

(c) The Secretary may grant leave from the State Employees’ Leave Bank to an employee who:

(1) (i) has exhausted all forms of annual, personal, sick, and compensatory leave because of a serious and prolonged medical condition;

(ii) provides a certificate of illness or disability; and

(iii) 1. is a member of the State Employees’ Leave Bank; or

2. is granted an exemption by the Secretary from the membership requirement for good cause; or

(2) is eligible to receive leave under § 9-608 of this subtitle.

9-608.

(a) This section applies to an employee, except a temporary employee, in the State Personnel Management System or an independent personnel system who:

(1) is A MEMBER OF THE MARYLAND NATIONAL GUARD AND HAS BEEN ordered into active military service on or after September 11, 2001;

(2) has exhausted all paid leave; and

(3) is on leave without pay.

(b) (1) [An employee] A MEMBER OF THE MARYLAND NATIONAL GUARD

subject to this section who has been ordered into active military service before July 1, 2002 may receive leave from the Leave Bank beginning on the later of the day the [employee] MEMBER began leave without pay or January 1, 2002.

(2) [An employee] A MEMBER OF THE MARYLAND NATIONAL GUARD subject to this section who has been ordered into active military service on or after July 1, 2002 may receive leave from the Leave Bank beginning on the day the [employee] MEMBER begins leave without pay if, before being ordered into active military service, the [employee] MEMBER voluntarily donates at least 8 hours of annual or personal leave to the Leave Bank in accordance with this subtitle.

(c) [An employee] A MEMBER OF THE MARYLAND NATIONAL GUARD subject to this section may receive only annual or personal leave that is:

(1) placed in the Leave Bank as a result of forfeiture under § 9-307 or § 9-403 of this title; AND

(2) IN AN AMOUNT SUFFICIENT TO COMPENSATE THE MEMBER, DURING EACH PAY PERIOD FOR WHICH THE MEMBER IS ELIGIBLE TO RECEIVE LEAVE UNDER THIS SECTION, FOR THE DIFFERENCE BETWEEN THE MEMBER'S ACTIVE DUTY BASE SALARY PAID BY THE FEDERAL GOVERNMENT AND THE MEMBER'S STATE BASE SALARY OR DIRECT WAGES.

Chapter 285 of the Acts of 2002

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2002. Section 1 of this Act shall remain in effect for a period of [1 year and 6 months] 2 YEARS and, at the end of [December 31, 2003] JUNE 30, 2004, with no further action required by the General Assembly, Section 1 of this Act shall be abrogated and of no further force and effect."

On page 2, in line 7, strike "3." and substitute "2."; and in line 8, strike "October" and substitute "July".

(Over)