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An Act To Amend the Laws Governing Military Leave for Officials and State Employees

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 37-B MRSA §342, sub-§5, ¶B, as amended by PL 2003, c. 583, §7, is further amended to read:

B. All officials and employeesAn official or employee of the State who are membersis a member of the National Guard or the Reserves of the United States Armed Forces must have a leave of absence not to exceed 17 work days, or 136 hours, each calendar year from theirthe official's or employee's respective duties, without loss of pay or time, when performing military duty and without loss of time or leave for all other military duty, during which the members-aremember is so engaged. Military leave must be credited to a full-time official or employee on the basis of an 8-hour work day. Military leave must be prorated for a part-time official or employee and for an official or employee on uncommon tours of duty based proportionally on the average weekly number of hours in the official's or employee's regularly scheduled pay cycle. The minimum charge to military leave is one hour, and an official or employee may be charged only the amount of military leave necessary to cover the period of military duty.

SUMMARY

This bill specifies that military leave given to state officials and employees who are members of the National Guard or Reserves of the United States Armed Forces may not exceed 17 days or 136 hours per calendar year. For full-time employees, military leave is based on an 8-hour work day, and military leave is prorated for part-time employees and employees on uncommon tours of duty. The bill also requires military leave to be charged by the hour and only in the amount necessary to cover the period of military duty.