

## ACT 50

H. B. 271.

A Bill for an Act Relating to Pay of Public Employees on Active Military Service and Amending Section 5-46, Revised Laws of Hawaii 1955.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. This Act is hereby declared to be an urgency measure deemed necessary in the public interest within the meaning of section 11 of Article III of the Constitution of the State of Hawaii.

The following is a statement of the facts constituting such urgency:

At present, a public officer or employee is provided fifteen days of "military leave" with pay in a calendar year while on active duty or during periods of camp training or field maneuvers as a member of the national guard or organized reserves of the armed forces. Since the military forces operate on a fiscal year basis, in occasional instances training held within the last six months of one fiscal year and the first six months of the succeeding fiscal year will result in two such training periods falling within one calendar year. An employee caught within such circumstances is allowed only one fifteen-day period of military leave in a calendar year and must perforce use his annual leave to absent himself from his work for the second mandatory period of training in the calendar year. It is therefore urgent and in the public interest that this inequity be corrected by permitting such employees to take "military leave" if they are called to active duty for training purposes a second time within a calendar year.

SECTION 2. Section 5-46, Revised Laws of Hawaii 1955, is amended by substituting a comma for the period at the end and adding thereafter the following:

"except that if he is called to active duty or otherwise required to report for camp training or field maneuvers by official military orders a second time within a calendar year, he may elect to use the fifteen working days of the succeeding calendar year which he is entitled to for such purposes within the

current calendar year; provided that his entitlement to such fifteen working days under this section for the succeeding calendar year shall be cancelled and he shall so agree in writing.”

SECTION 3. This Act shall take effect upon its approval.  
(Approved May 8, 1968.)