



## 93RD GENERAL ASSEMBLY

### State of Illinois

### 2003 and 2004

Introduced 2/6/2004, by Tom Cross

#### SYNOPSIS AS INTRODUCED:

5 ILCS 325/1

from Ch. 129, par. 501

Amends the Military Leave of Absence Act. Makes a technical change in a Section concerning a State employee's leave of absence for active military service.

LRB093 15530 BDD 41136 b

1 AN ACT concerning military leave of absence.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Military Leave of Absence Act is amended by  
5 changing Section 1 as follows:

6 (5 ILCS 325/1) (from Ch. 129, par. 501)

7 Sec. 1. Leave of absence for military service.

8 (a) Any full-time employee of the State of Illinois, a unit  
9 of local government, or a school district, other than an  
10 independent contractor, who is a member of any reserve  
11 component of the United States Armed Forces or of any reserve  
12 component of the Illinois State Militia, shall be granted leave  
13 from his or her public employment for any period actively spent  
14 in military service, including:

15 (1) basic training;

16 (2) special or advanced training, whether or not within the  
17 State, and whether or not voluntary; and

18 (3) annual training.

19 During these leaves, the employee's seniority and other  
20 benefits shall continue to accrue.

21 During leaves for annual training, the employee shall  
22 continue to receive his or her regular compensation as a public  
23 employee. During leaves for basic training and up to 60 days of  
24 special or advanced training, if the employee's compensation  
25 for military activities is less than his or her compensation as  
26 a public employee, he or she shall receive his or her regular  
27 compensation as a public employee minus the amount of his or  
28 her base pay for military activities.

29 (b) Any full-time employee of the State of Illinois, other  
30 than an independent contractor, who is a member of the Illinois  
31 National Guard or a reserve component of the United States  
32 Armed Forces or the Illinois State Militia and who is mobilized

1 to active duty shall continue during the period of active duty  
2 to receive his or her benefits and regular compensation as a  
3 State employee, minus an amount equal to his or her military  
4 active duty base pay. The Department of Central Management  
5 Services and the State Comptroller shall coordinate in the  
6 development of procedures for the implementation of this  
7 Section.

8 (Source: P.A. 93-409, eff. 8-4-03; 93-537, eff. 1-1-04; revised  
9 9-11-03.)