

HOUSE BILL 945

Introduced by Bradley, et al.

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| 2/19 | Introduced |
| 2/19 | Referred to State Administration |
| 2/19 | First Reading |
| 2/21 | Hearing |
| 2/21 | Committee Report--Bill Passed |
| 2/25 | 2nd Reading Passed |
| 2/26 | 3rd Reading Passed |
| | Transmitted to Senate |
| 2/26 | First Reading |
| 2/26 | Referred to State Administration |
| 3/13 | Hearing |
| 4/18 | Tabled in Committee |

1 House BILL NO. 945
 2 INTRODUCED BY Bradley Migno-Walt
 3 BY REQUEST OF THE HOUSE APPROPRIATIONS SUBCOMMITTEE
 4 ON HUMAN SERVICES AND AGING *ATTN: [unclear]*

5
 6 A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING STATE
 7 EMPLOYEES TO CONTRIBUTE ANNUAL VACATION LEAVE TO AN ANNUAL
 8 VACATION LEAVE FUND FOR EMPLOYEES CALLED TO ACTIVE MILITARY
 9 DUTY; AUTHORIZING LOCAL GOVERNMENTS TO ESTABLISH AN ANNUAL
 10 VACATION LEAVE FUND; AMENDING SECTION 2-18-611, MCA; AND
 11 PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE
 12 APPLICABILITY DATE."

13
 14 STATEMENT OF INTENT
 15 A statement of intent is required for this bill because
 16 it directs the department of administration to adopt rules
 17 implementing the annual vacation leave fund. The department
 18 should model the rules on the existing sick leave fund
 19 rules.
 20

21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 22 **Section 1.** Section 2-18-611, MCA, is amended to read:
 23 "2-18-611. Annual vacation leave. (1) Each permanent
 24 full-time employee shall earn annual vacation leave credits
 25 from the first day of employment. Vacation leave credits

1 earned shall be credited at the end of each pay period.
 2 However, employees are not entitled to any vacation leave
 3 with pay until they have been continuously employed for a
 4 period of 6 calendar months.

5 (2) Seasonal employees shall earn vacation credits.
 6 However, such persons must be employed 6 qualifying months
 7 before they may use the vacation credits. In order to
 8 qualify, such employees must immediately report back for
 9 work when operations resume in order to avoid a break in
 10 service.

11 (3) Permanent part-time employees are entitled to
 12 prorated annual vacation benefits if they have worked the
 13 qualifying period.

14 (4) An employee may not accrue annual vacation leave
 15 credits while in a leave-without-pay status.

16 (5) Temporary employees do not earn vacation leave
 17 credits, except that a temporary employee who is
 18 subsequently hired into a permanent position within the same
 19 jurisdiction without a break in service and temporary
 20 employees who are employed continuously longer than 6 months
 21 may count as earned leave credits for the immediate term of
 22 temporary employment.

23 (6) An employee may contribute any portion of his
 24 accumulated annual vacation leave to a nonrefundable annual
 25 vacation leave fund for state employees called to active



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1 military duty. The department of administration shall
2 administer the annual vacation leave fund and adopt rules to
3 implement this subsection.

4 (7) A local government may establish and administer
5 through local rule an annual vacation leave fund into which
6 its employees may contribute a portion of their accumulated
7 annual vacation leave for employees called to active
8 military duty."

9 NEW SECTION. Section 2. Retroactive applicability.
10 [This act] applies retroactively, within the meaning of
11 1-2-109, to employees called to active military duty after
12 July 1, 1990.

13 NEW SECTION. Section 3. Effective date. [This act] is
14 effective on passage and approval.

-End-

APPROVED BY COMMITTEE
ON STATE ADMINISTRATION

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SECOND READING

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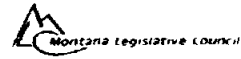
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