HOUSE BILL 945

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Introduced by Bradley, et al.

2/19	Introduced
2/19	Referred to State Administration
2/19	First Reading
2/21	Hearing
2/21	Committee ReportBill 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

Hause BILL NO. 945 INTRODUCED BY Bradley Mignor Wat 1 2 BY REQUEST OF THE HOUSE APPROPRIATIONS SUBCOMMITTEE З AHTH charting ON HUMAN SERVICES AND AGING 4 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."

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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.

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21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 2-18-611, MCA, is amended to read: "2-18-611. Annual vacation leave. (1) Each permanent full-time employee shall earn annual vacation leave credits from the first day of employment. Vacation leave credits



earned shall be credited at the end of each pay period.
 However, employees are not entitled to any vacation leave
 with pay until they have been continuously employed for a
 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 leave15 credits while in a leave-without-pay status.

(5) Temporary employees do not earn vacation leave 16 17 credits, except that a temporary employee who is subsequently hired into a permanent position within the same 18 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

-2- INTRODUCED BILL

1 military duty. The department of administration shall 2 administer the annual vacation leave fund and adopt rules to implement this subsection. 3 4 (7) A local government may establish and administer 5 through local rule an annual vacation leave fund into which б its employees may contribute a portion of their accumulated 7 annual vacation leave for employees called to active 8 military duty." NEW SECTION. Section 2. Retroactive applicability. 9 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. NEW SECTION. Section 3. Effective date. [This act] is 13 14 effective on passage and approval.

-End-

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52nd Legislature

LC 2015/01 APPROVED BY COMMITTEE ON STATE ADMINISTRATION

1	Hause BILL NO. 145
2	INTRODUCED BY Bradley Mignor Water (1)
3	BY REQUEST OF THE HOUSE APPROPRIATIONS SUBCOMMITTEE
4	ON HUMAN SERVICES AND AGING
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7	EMPLOYEES TO CONTRIBUTE ANNUAL VACATION LEAVE TO AN ANNUAL
8	VACATION LEAVE FUND FOR EMPLOYEES CALLED TO ACTIVE MILITARY
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