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# A BILL FOR AN ACT

RELATING TO MILITARY SERVICE.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. The legislature finds that reserve and national  
2 guard members, employed by the State, are authorized to receive  
3 fifteen days of annual paid military leave while on active duty  
4 or during periods of instruction or maneuvers. However, of the  
5 fifteen days, members actually use only about ten to twelve  
6 days, leaving the members with three to five days of unused  
7 military leave every year. Title 5 United States Code section  
8 6323(a)(1) authorizes federal employees to use these remaining  
9 days for monthly inactive-duty training. There is currently no  
10 state statute that allows state and county employees to do the  
11 same.

12           The legislature further finds that all branches of the  
13 nation's military undergo rigorous training to ensure troop  
14 readiness and the safety of citizens. Many members of the  
15 reserve and national guard often have full-time civilian  
16 occupations and thus keep their reserve and national guard  
17 skills current through inactive-duty training. The nation's



1 military is strengthened and remains ready, in part, due to  
2 inactive-duty training.

3 The purpose of this Act is to support reserve and national  
4 guard members and to conform state law with federal law with  
5 regard to military leave pay.

6 SECTION 2. Section 78-16.5, Hawaii Revised Statutes, is  
7 amended by amending its title and subsection (a) to read as  
8 follows:

9 "[+]§78-16.5[+] Pay of officers and employees on active  
10 military service[-] and other periods. (a) All officers and  
11 employees of the State and the several counties who are  
12 appointed for at least six months of service shall be entitled,  
13 while on active duty, inactive-duty training, or during periods  
14 of camps of instruction or field maneuvers as members of the  
15 [~~Hawaii~~] national guard or [~~organized reserves, including the~~  
16 ~~officers' reserve corps and the enlisted reserve corps,~~] reserve  
17 of the armed forces under call of the President of the United  
18 States or the governor of the State, to receive pay as provided  
19 by law. During the absence of the officer or employee, while in  
20 the performance of ordered military or naval duty, including  
21 inactive-duty training, as a member of the national guard[~~, air~~



1 ~~national guard, naval militia, or organized reserves, including~~  
2 ~~the officers' reserve corps and the enlisted reserve corps,] or~~  
3 reserve of the armed forces, the officer or employee shall  
4 receive the officer's or employee's salary or compensation as  
5 [such] an officer or employee, but only for a period not  
6 exceeding fifteen working days in any calendar year."

7 SECTION 3. Statutory material to be repealed is bracketed  
8 and stricken. New statutory material is underscored.

9 SECTION 4. This Act shall take effect on July 1, 2016.



**Report Title:**

National Guard; Reserves; Military; Inactive-duty Training; Pay

**Description:**

Authorizes reserve and national guard members to receive paid military leave while on inactive-duty training. (HB1807 CD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

