

State of California

MEMORANDUM

TO: PERSONNEL MANAGEMENT LIAISONS      DATE: March 4, 2002  
REFERENCE CODE: 2002-015

THIS MEMORANDUM SHOULD BE DISTRIBUTED TO:

Personnel Officers

FROM: Department of Personnel Administration  
Classification and Compensation Division

SUBJECT: Military Leave - War on Terrorism  
(Senate Bill 711 - Implementation of Government Code  
Section 19775.18)

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On February 13, 2002, the Governor signed Senate Bill (SB) 711, implementing Government Code (GC) Section 19775.18 to enhance pay and benefits for State civil service employees called to active duty on or after September 11, 2001. The purpose of this memorandum is to provide assistance in implementing the provisions of SB 711.

Specifically, the newly-enacted statute authorizes State civil service employees who are called to active duty on and after September 11, 2001 for the War on Terrorism to receive the difference between their military pay and their State pay and benefits for a period not to exceed 365 calendar days. The 365 calendar days are in addition to the 30 calendar days provided under current statutes that govern military leave. An employee who has received compensation under the provision of GC 19775.18, who does not reinstate to State service following active duty, shall have that compensation treated as a loan payable with interest. This statute will not apply to active duty served after the close of the War on Terrorism.

Prior to the enactment of this statute, State employees who were called to active military duty received their benefits under the provision of GC 19775.17. Under GC 19775.17, employees were eligible to receive the difference between military pay and State salary and benefits for 180 calendar days. However, with the enactment of SB 711, any State employee who received benefits under GC 19775.17 for this event is now eligible to receive the remaining

benefits under GC 19775.18 for up to 365 calendar days. For example, an employee who has received 150 calendar days of compensation and benefits under GC 19775.17 is eligible to receive an additional 215 calendar days under GC 19775.18 to equal the full 365 calendar days.

Active duty military orders issued on and after September 11, 2001 for Operation Noble Eagle, Operation Enduring Freedom, National Guard airport duty or homeland protection, or for any military campaign or operation related to the War on Terrorism qualify for the benefits provided by GC 19775.18. If a department receives orders that are unclear, the departmental personnel office is encouraged to contact the Department of Personnel Administration (DPA) for assistance.

For guidelines on how to administer the provisions of GC 19775.18, refer to Personnel Management Liaison Memorandum 2001-036, which provides general guidelines on administering military leave during national emergencies.

Additionally, DPA will be issuing a separate memorandum to clarify specific provisions of military leave as it relates to State employees who are ordered to active military duty as a result of the War on Terrorism.

If you have any questions regarding the addition of GC 19775.18, please have your designated Personnel Specialist contact Clarice Pace within the Classification and Compensation Division at the Department of Personnel Administration.



Michael T. Navarro, Chief  
Classification and Compensation Division