

By Senator Avila

39-01058-24

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1                   A bill to be entitled  
2           An act relating to military leave; amending ss. 115.09  
3           and 115.14, F.S.; providing that public officials and  
4           employees of the state, a county, a municipality, or a  
5           political subdivision, respectively, are entitled to  
6           their full pay for the first 30 days of military  
7           service, if such service is equal to or greater than a  
8           specified timeframe; making technical changes;  
9           providing an effective date.

10  
11 Be It Enacted by the Legislature of the State of Florida:

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13           Section 1. Section 115.09, Florida Statutes, is amended to  
14           read:

15           115.09 Leave to public officials for military service.—All  
16           officials of the state, the several counties of the state, and  
17           the municipalities or political subdivisions of the state,  
18           including district school and community college officers, which  
19           officials are also servicemembers in the National Guard or a  
20           reserve component of the Armed Forces of the United States, must  
21           ~~shall~~ be granted leave of absence from their respective offices  
22           and duties to perform active military service, with the first 30  
23           days of any such leave of absence to be with full pay for active  
24           federal military service that is equal to or greater than 90  
25           consecutive days.

26           Section 2. Section 115.14, Florida Statutes, is amended to  
27           read:

28           115.14 Employees.—All employees of the state, the several  
29           counties of the state, and the municipalities or political

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30 subdivisions of the state must ~~shall~~ be granted leave of absence  
31 under the terms of this law; upon such leave of absence being  
32 granted such ~~said~~ employee must ~~shall~~ enjoy the same rights and  
33 privileges as are ~~hereby~~ granted to officials under this law,  
34 ~~insofar as may be,~~ including, without limitation, receiving full  
35 pay for the first 30 days for federal military service that is  
36 equal to or greater than 90 consecutive days. Notwithstanding  
37 ~~the provisions of s. 115.09,~~ the employing authority may  
38 supplement the military pay of its officials and employees who  
39 are reservists called to active military service after the first  
40 30 days in an amount necessary to bring their total salary,  
41 inclusive of their base military pay, to the level earned at the  
42 time they were called to active military duty. The employing  
43 authority shall continue to provide all health insurance and  
44 other existing benefits to such officials and employees as  
45 required by the Uniformed Services Employment and Reemployment  
46 Rights Act, chapter 43 of Title 38 U.S.C.

47 Section 3. This act shall take effect July 1, 2024.