



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB4144

Introduced 10/25/05, by Rep. Mike Boland

SYNOPSIS AS INTRODUCED:

5 ILCS 335/3
5 ILCS 335/3.5 new

from Ch. 127, par. 4053

Amends the Disaster Service Volunteer Leave Act. Permits a State employee to take no more than 20 days of unpaid leave per 12-month period to participate in disaster relief, upon approval of the employee's State agency. Effective immediately.

LRB094 14898 RSP 49930 b

FISCAL NOTE ACT
MAY APPLY

1 AN ACT concerning government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Disaster Service Volunteer Leave Act is
5 amended by changing Section 3 and by adding Section 3.5 as
6 follows:

7 (5 ILCS 335/3) (from Ch. 127, par. 4053)

8 Sec. 3. Disaster Service Volunteer Paid Leave. An employee
9 of a State agency who is a certified disaster service volunteer
10 of the American Red Cross or assigned to the Illinois Emergency
11 Management Agency in accordance with the Illinois Emergency
12 Management Agency Act, the Emergency Management Assistance
13 Compact Act, or other applicable administrative rules may be
14 granted leave from his work with pay for not more than 20
15 working days in any 12-month period to participate in
16 specialized disaster relief services for the American Red Cross
17 or for the Illinois Emergency Management Agency, as the case
18 may be, upon the request of the American Red Cross or the
19 Illinois Emergency Management Agency for the services of that
20 employee and upon the approval of that employee's agency,
21 without loss of seniority, pay, vacation time, compensatory
22 time, personal days, sick time or earned overtime accumulation.
23 The agency shall compensate an employee granted leave under
24 this Section at his regular rate of pay for those regular work
25 hours during which the employee is absent from his work. For
26 purposes of assessing State disaster response needs, requests
27 made pursuant to this Act for services out-of-state shall be
28 coordinated by the American Red Cross and the Illinois
29 Emergency Management Agency through the Illinois State
30 Emergency Operations Center. The Illinois Emergency Management
31 Agency may consult with the Department of Central Management
32 Services on leave issues that could impact the operations of

1 State agencies under the Governor's jurisdiction. Leave under
2 this Act shall not be unreasonably denied for services related
3 to a disaster within the United States or its territories.

4 (Source: P.A. 93-893, eff. 8-10-04.)

5 (5 ILCS 335/3.5 new)

6 Sec. 3.5. Disaster Service Volunteer Unpaid Leave. An
7 employee of a State agency may be granted leave from his or her
8 work without pay for not more than 20 working days in any
9 12-month period to volunteer to assist in efforts to provide
10 relief to those persons and areas affected by a disaster upon
11 the approval of that employee's agency. The employee may take
12 additional unpaid leave for this purpose at the discretion of
13 his or her agency. Before the leave the employee shall furnish
14 proof satisfactory to his or her agency to substantiate the
15 volunteer work to be done through a legitimate aide
16 organization or governmental entity. An employee on such leave
17 shall not accrue sick days, vacation days, or other benefits
18 unless otherwise provided by a collective bargaining
19 agreement. The employee, however, shall not lose any such
20 benefits already accrued prior to the start of the unpaid
21 leave. Insurance benefits may be maintained during the unpaid
22 leave by the employee paying both the employee's and employer's
23 shares of such insurance benefits.

24 Section 99. Effective date. This Act takes effect upon
25 becoming law.