

**PAY OF NATIONAL GUARD MEMBERS**

2008 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Gregory H. Hughes**

Senate Sponsor: Sheldon L. Killpack

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**LONG TITLE**

**General Description:**

This bill provides that the state pay members of the National Guard on the same level as their federal counterparts.

**Highlighted Provisions:**

This bill:

- ▶ requires that the state provide for members of the National Guard who are called into service on behalf of the state:
  - pay at the same rate as federal servicemembers of the same rank and years of service; and
  - medical, dental, disability, and death benefits at the same rate as full-time state employees.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**39-1-51**, as last amended by Laws of Utah 1963, Chapter 61

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **39-1-51** is amended to read:

**39-1-51. Pay of National Guard members.**

30           (1) When called into the service of the state and not in the service of the United States,  
31 the members of the National Guard shall ~~[receive]~~:

32           (a) receive the same pay and allowance as members of the regular army or regular air  
33 force of like rank and length of service~~[- In addition to the above pay, officers and enlisted~~  
34 ~~personnel shall receive]~~:

35           (b) elect to:

36           (i) receive medical, dental, disability, or death benefits equal to those received by  
37 full-time, permanent state employees; or

38           (ii) maintain any medical, dental, disability, or death benefits already in place; and

39           (c) receive one ration per day~~[- provided, that this]~~.

40           (2) The state ~~[shall]~~ may not make ~~[no]~~ payments to members of the National Guard ~~[in~~  
41 ~~the case of]~~ for service for which the United States government makes payment.