

PAY OF NATIONAL GUARD MEMBERS

2008 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Gregory H. Hughes

Senate Sponsor: Sheldon L. Killpack

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

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



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

29 **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, without a waiting period:

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

35 (b) medical, dental, disability, and death benefits equal to those received by full-time,
36 permanent state employees; and

37 (c) one ration per day[; ~~provided, that this~~].

38 (2) The state shall make no payments to members of the National Guard [~~in the case~~
39 ~~of~~] for service for which the United States government makes payment.

Legislative Review Note
as of 2-7-08 11:40 AM

Office of Legislative Research and General Counsel

H.B. 476 - Pay of National Guard Members

Fiscal Note

2008 General Session

State of Utah

State Impact

Provisions of this bill requires the state to pay National Guard Members at the same rate as the federal active duty rate if they are called into service of the state. The State currently pays their members at the active duty rate with the exception of benefits. Future costs associated with provisions of this bill for state activation of members are expected to be paid from either reimbursement from DPS/Homeland Security Funds or through FEMA funding. Dependent on the type of emergency that occurs some General Fund appropriations will be required to match federal FEMA funds.

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits businesses or local governments. Individuals that are called to active duty could receive additional reimbursements.
