

Department of Planning and Budget 2004 Fiscal Impact Statement

1. Bill Number HB618

House of Origin ☐ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☒ Enrolled

2. Patron Carrico

3. Committee Passed Both Houses

4. Title Military and emergency laws; protection of job security of members of militia

5. Summary/Purpose: HB 618 allows the Attorney General to represent an employee denied the employment protections of §§ 44-93, 44-93.2, 44-93.3, and 44-93.4 when on active state military duty. Active military duty includes assignments to assist in natural disasters under direction of an executive order by the Governor. The provision would make the enforcement provisions parallel to the federal employment protections available to employees on active federal duty where the United States Department of Labor may intercede and refer cases to the United States Attorney General.

6. Fiscal Impact Estimates are: Negligible, see Item 8.

7. Budget amendment necessary: No

8. Fiscal implications: The Department of Military Affairs reports that it does not keep data on employees on active state military duty that may lose jobs due to the assignment. However, the department believes the number is low, especially in light of employers using other reasons for the dismissal.

The Office of the Attorney General also believes the number of cases are few; therefore the legal effort can be conducted with current resources. If the number of incidents becomes significant, the office can request a budget adjustment in future sessions.

9. Specific agency or political subdivisions affected: Office of the Attorney General

10. Technical amendment necessary: No

11. Other comments: None

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