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**HOUSE BILL NO. 1233**

Offered January 15, 2010

*A BILL to amend and reenact § 44-102.1 of the Code of Virginia, relating to state active military duty; health care coverage.*

Patrons—Miller, P.J., Bulova, Gilbert, Johnson, Keam, Kory, Plum, Toscano and Watts

Referred to Committee on Militia, Police and Public Safety

**Be it enacted by the General Assembly of Virginia:**

**1. That § 44-102.1 of the Code of Virginia is amended and reenacted as follows:**

§ 44-102.1. Rights, benefits and protections upon call to active duty.

Any right, benefit, or protection that may accrue to a member of the Virginia National Guard under the Federal Soldier's and Sailor's Civil Relief Act (50 U.S.C. App. § 501 et seq.), as a result of a call to federal active duty service under Title 10 of the United States Code shall be extended to a member of the Virginia National Guard called to active duty service under Title 32 of the United States Code, or to state active duty by the Governor, if the active duty orders are for a period of 30 consecutive days or more. *In addition, if a member of the Virginia National Guard is called to state active duty by the Governor, the employer shall ensure that the member has the option of continuing his health care coverage, at the member's expense.*

INTRODUCED

HB1233