

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF FRESNO
STATE OF CALIFORNIA

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| IN THE MATTER OF ADDITIONAL PAID MILITARY |) | RESOLUTION ADOPTING PROVISIONS |
| LEAVE AS RELATED TO OPERATIONS |) | OF CALIFORNIA MILITARY AND VETERANS |
| RESULTING FROM THE TERRORISM |) | CODE 395.03 AS TO PERMANENT ELIGIBLE |
| ACTS OF SEPTEMBER 11, 2001 |) | EMPLOYEES EFFECTIVE DECEMBER 16, |
| | | 2019 THROUGH DECEMBER 13, 2020 |

WHEREAS, California Military and Veterans Code sections 395.01 and 395.02 provides that eligible County employees are entitled to their County compensation during the first 30 days of military leave; and

WHEREAS, California Military and Veterans Code section 395.03 provides that the Board of Supervisors, by resolution, may authorize County compensation to eligible employees on military leave in addition to that provided for under sections 395.01 and 395.02; and

WHEREAS, the Board of Supervisors adopted a resolution on October 16, 2001 pursuant to California Military and Veterans Code section 395.03, which entitled unrepresented and management employees who, as a member of the California National Guard or a United States Military Reserve units, were involuntarily called into active duty as a result of Operation Enduring Freedom and related operations in response to the September 11, 2001 terrorist crisis, to receive his/her regular County pay plus military part-time (week-end drill) pay, offset by base military pay plus entitlements received for such duty (hereinafter referred to as "Fresno County Additional Paid Military Leave"); and

WHEREAS, the Board of Supervisors took action on November 27, 2001 to extend Fresno County Additional Paid Military Leave to represented County employees; and

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Pursuant to California Military and Veterans Code section 395.03, any permanent County employee who, as a member of the California National Guard or a United States Military Reserve unit, is involuntarily called into active duty as a result of operations in response to the September 11, 2001 terrorist crisis (hereinafter referred to as "Eligible Employees") shall be entitled to receive his/her regular

1 County pay plus military part-time (week-end-drill) pay, offset by base military pay plus entitlements
2 received for such duty (hereinafter referred to as "Fresno County Additional Paid Military Leave"); and

3 2. If the Eligible Employee is entitled to receive benefits pursuant to California Military and
4 Veterans Code sections 395.01 or 395.02, the employee will become eligible for the Fresno County
5 Additional Paid Military Leave upon termination of the benefits received pursuant to section 395.01 or
6 395.02; and

7 4. This resolution shall not apply to any active duty served voluntarily; and

8 5. All employee benefits will continue with such County contributions as customarily paid by
9 the County and any employee paid benefits continuing to be the responsibility of the employee.

10 BE IT FURTHER RESOLVED that this resolution will become effective December 16, 2019 and
11 continue in effect through December 13, 2020 unless extended by action of the Board of Supervisors.
12 Eligibility for Fresno County Additional Paid Military Leave will terminate upon termination of this
13 resolution. This resolution supersedes previous resolutions or other actions of the Board of Supervisors
14 related to Fresno County Additional Paid Military Leave.
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1 THE FOREGOING was passed and adopted by the following vote of the Board of Supervisors
2 of the County of Fresno this 10th day of December 2019, to wit:

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4 AYES: Supervisors Brandau, Magsig, Mendes, Pacheco, Quintero

5 NOES: None

6 ABSENT: None

7 ABSTAINED: None

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9 

10 Nathan Magsig
Chairman of the Board of Supervisors of the
County of Fresno

11 ATTEST:
12 Bernice E. Seidel
Clerk of the Board of Supervisors
County of Fresno, State of California

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14 By Susan Bishop
15 Deputy