

116TH CONGRESS  
2D SESSION

# H. R. 6441

To amend title 5, United States Code, to provide unpaid leave for certain National Guard service by Federal employees and employees of the District of Columbia, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 3, 2020

Mr. RODNEY DAVIS of Illinois introduced the following bill; which was referred to the Committee on Oversight and Reform

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## A BILL

To amend title 5, United States Code, to provide unpaid leave for certain National Guard service by Federal employees and employees of the District of Columbia, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Protecting Civil Em-  
5       ployment for Our National Guard Act”.

6       **SEC. 2. UNPAID LEAVE FOR STATE ACTIVE DUTY SERVICE.**

7       Section 6323 of title 5, United States Code, is  
8       amended by adding at the end the following:

1       “(e)(1) An employee as defined by section 2105 or  
2 an individual employed by the government of the District  
3 of Columbia, permanent or temporary indefinite, who is  
4 a member of the National Guard, as described in section  
5 101 of title 32, and on State active duty shall be granted  
6 leave without pay for each day of such duty.

7       “(2) Any such employee or individual may substitute  
8 any annual or sick leave accrued or accumulated by such  
9 employee or individual for any leave provided under para-  
10 graph (1).

11       “(3) In this section—

12               “(A) the term ‘State’ means any of the 50  
13 States, the District of Columbia, the Commonwealth  
14 of Puerto Rico, and a territory of the United States;  
15 and

16               “(B) the term ‘State active duty’ means—

17                       “(i) duty performed by a member of the  
18 National Guard under orders issued by the  
19 chief executive of a State in accordance with  
20 the laws of that State; and

21                       “(ii) does not include duty performed  
22 under title 10 or 32.”.

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