

Public Law 90-588

AN ACT

October 17, 1968

[H. R. 13844]

To provide additional leave of absence for Federal employees in connection with the funerals of their immediate relatives who died as a result of wounds, disease, or injury incurred while serving as a member of the Armed Forces in a combat zone; and to provide additional leave for Federal employees called to duty as members of the National Guard or Armed Forces Reserves.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) subchapter II of chapter 63 of title 5, United States Code, is amended by adding at the end thereof the following new section:

“§ 6326. Absence in connection with funerals of immediate relatives in the Armed Forces

“(a) An employee of an executive agency or an individual employed by the government of the District of Columbia is entitled to not more than three days of leave without loss of, or reduction in, pay, leave to which he is otherwise entitled, credit for time or service, or performance or efficiency rating, to make arrangements for, or attend the funeral of, or memorial service for, an immediate relative who died as a result of wounds, disease, or injury incurred while serving as a member of the Armed Forces in a combat zone (as determined by the President in accordance with section 112 of the Internal Revenue Code).

“(b) The Civil Service Commission is authorized to issue regulations for the administration of this section.

“(c) This section shall not be considered as affecting the authority of an Executive agency, except to the extent and under the conditions covered under this section, to grant administrative leave excusing an employee from work when it is in the public interest.”

(b) The table of contents of chapter 63 of title 5, United States Code, is amended by inserting the following new item immediately below item 6325:

“6326. Absence in connection with funerals of immediate relatives in the Armed Forces.”

SEC. 2. (a) Section 6323 of title 5, United States Code, is amended by adding at the end thereof the following new subsections:

“(c) Except as provided by section 5519 of this title, an employee as defined by section 2105 of this title (except a substitute employee in the postal field service) or an individual employed by the government of the District of Columbia, permanent or temporary indefinite, who—

“(1) is a member of a Reserve component of the Armed Forces, as described in section 261 of title 10, or the National Guard, as described in section 101 of title 32; and

“(2) performs, for the purpose of providing military aid to enforce the law—

“(A) Federal service under section 331, 332, 333, 3500, or 8500 of title 10, or other provision of law, as applicable, or

“(B) full-time military service for his State, the District of Columbia, the Commonwealth of Puerto Rico, the Canal Zone, or a territory of the United States;

is entitled, during and because of such service, to leave without loss of, or reduction in, pay, leave to which he otherwise is entitled, credit for time or service, or performance or efficiency rating. Leave granted by this subsection shall not exceed 22 workdays in a calendar year.

“(d) Except as provided in section 5519 of this title, a substitute employee in the postal field service who—

“(1) is a member of a Reserve component of the Armed Forces,

Federal employ-
ees.
Additional
leave.
80 Stat. 521;
81 Stat. 671.
5 USC 6321-
6325.

68A Stat. 34;
80 Stat. 1165.
26 USC 112.
Regulations.

Military leave.

Post, p. 1152.
80 Stat. 409.

70A Stat. 10,
596.

Limitation.

70A Stat. 10.
596.

as described in section 261 of title 10, or the National Guard, as described in section 101 of title 32;

"(2) performs, for the purpose of providing military aid to enforce the law—

"(A) Federal service under section 331, 332, 333, 3500, or 8500 of title 10, or other provision of law, as applicable, or

"(B) full-time military service for his State, the District of Columbia, the Commonwealth of Puerto Rico, the Canal Zone, or a territory of the United States;

and

"(3) has worked at least 1040 hours, as a substitute employee in the postal field service, during the calendar year immediately before the calendar year in which he performs service described in subparagraph (2) (A) or (B) of this subsection;

is entitled, during and because of such service, to leave without loss of, or reduction in, as a substitute employee in the postal field service, pay, leave to which he otherwise is entitled, credit for time or service, or performance or efficiency rating. Leave granted by this subsection—

"(i) shall not exceed 160 hours in a calendar year; and

"(ii) shall accrue on the basis of 1 hour of leave for each period aggregating 13 hours of service performed, as a substitute employee in the postal field service, during the calendar year immediately before the calendar year in which he performs service described in subparagraph (2) (A) or (B) of this subsection."

(b) Subchapter II of chapter 55 of title 5, United States Code, is amended by adding at the end thereof the following new section:

"§ 5519. Crediting amounts received for certain Reserve or National Guard service

"An amount (other than a travel, transportation, or per diem allowance) received by an employee or individual for military service as a member of the Reserve or National Guard for a period for which he is entitled to leave under section 6323 (c) or (d) of this title shall be credited against the pay payable to the employee or individual with respect to his civilian position for that period."

(c) The table of contents of subchapter II of chapter 55 of title 5, United States Code, is amended by inserting—

"5519. Crediting amounts received for certain Reserve or National Guard service."

immediately below—

"5518. Deductions for State retirement systems; National Guard employees."

Approved October 17, 1968.

Public Law 90-589

AN ACT

October 17, 1968
[H. R. 13480]

To make the proof of financial responsibility requirements of section 39(a) of the Motor Vehicle Safety Responsibility Act of the District of Columbia inapplicable in the case of minor traffic violations involving drivers' licenses and motor vehicle registration.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 39(a) of the Motor Vehicle Safety Responsibility Act of the District of Columbia (D.C. Code, sec. 40-455(a)) is amended by striking out "trial for" and all that follows down through "the operating privilege" and inserting in lieu thereof "trial for driving a motor vehicle within the District of Columbia at a time when his license is suspended or revoked, the operating privilege".

Approved October 17, 1968.

Limitation.

Withholding pay.
80 Stat. 477.
5 USC 5511-
5518.

Ante, p. 1151.

D.C.
Motor Vehicle
Safety Responsi-
bility Act, amend-
ment.
72 Stat. 956.