

111TH CONGRESS
1ST SESSION

H. R. 1879

To amend title 38, United States Code, to provide for employment and reemployment rights for certain individuals ordered to full-time National Guard duty.

IN THE HOUSE OF REPRESENTATIVES

APRIL 2, 2009

Mr. COFFMAN of Colorado (for himself and Ms. BORDALLO) introduced the following bill; which was referred to the Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to provide for employment and reemployment rights for certain individuals ordered to full-time National Guard duty.

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 “National Guard Em-
5 ployment Protection Act of 2009”.

6 **SEC. 2. REEMPLOYMENT RIGHTS FOLLOWING CERTAIN NA-**
7 **TIONAL GUARD DUTY.**

8 (a) REEMPLOYMENT RIGHTS.—Section 4312(c)(4) of
9 title 38, United States Code, is amended—

1 (1) by striking “or” at the end of subparagraph
2 (D);

3 (2) by striking the period at the end of sub-
4 paragraph (E) and inserting “; or”; and

5 (3) by adding at the end the following new sub-
6 paragraph:

7 “(F) ordered to full-time National Guard
8 duty under the provisions of section 502(f) of
9 title 32 when the period of duty is designated
10 by the Secretary of Defense as covered by this
11 subparagraph.”.

12 (b) EFFECTIVE DATE.—Subparagraph (F) of section
13 4312(c)(4) of title 38, United States Code, as added by
14 subsection (a), shall apply with respect to an individual
15 ordered to full-time National Guard duty under section
16 502(f) of title 32, United States Code, on or after Sep-
17 tember 11, 2001, and shall entitle such individual to rights
18 and benefits under chapter 43 of title 38 of such Code
19 on or after that date.

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