

Management, Supervisory and Confidential Personnel

**MILITARY LEAVE**

By his/her request, an employee who enlists, is inducted, or recalled to active duty shall be granted a leave of absence for the period of such enlistment or required service.

An employee who enters the military service has the right to return to and reenter a position similar to the one held by him/her at the time of his/her entrance into the service within three months after the termination of his/her active service but not later than six months after the end of the war or national emergency for which he/she entered the service, if the term of employment for which he/she was appointed has not ended during his/her absence. Probationary service shall be considered an unlimited term of service. Employees who enter the service while on probationary status will assume the same probationary status upon returning to the district.

Such right to return to his/her position shall not extend to or be granted to any employee who shall fail to return and reenter his/her position within 12 months after the first date upon which he/she could terminate his/her active service.

Legal Reference:

EDUCATION CODE

44800 Effect of military service

MILITARY AND VETERANS CODE

389 Definitions

395 Temporary military leave

395.4 Public officers and employees

County Counsel Opinion, No. 1966-22