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# STATE OF NEW JERSEY

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INTRODUCED FEBRUARY 5, 1962

By Assemblymen PANARO and FARRINGTON

Referred to Committee on State, County and Municipal Government

AN ACT concerning annual leave for vacation purposes of certain employees in the classified service of the State, and supplementing chapter 14 of Title 11 of the Revised Statutes.

1 BE IT ENACTED *by the Senate and General Assembly of the State of New*  
2 *Jersey:*

1 1. Whenever any employee in the permanent State classified service dies,  
2 having to his credit any annual vacation leave properly accumulated in ac-  
3 cordance with section 11:14-1 of the Revised Statutes, there shall be calcu-  
4 lated and paid to his estate a sum of money equal to the compensation which  
5 would have been received by the employee during such period of vacation  
6 leave had the employee lived.

1 2. This act shall take effect immediately.

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## STATEMENT

The law as it presently reads has been interpreted as not authorizing payment to the estate of a deceased employee for vacation allowance accumulated and not used. It has been interpreted, however, to provide that where the employee dies while on vacation leave, payment is permitted for the period of vacation time not used prior to the employee's death. It is considered that this application of the law effects an injustice in that since the vacation allowance is considered as a right of the employee during his continued employment, compensation for unused vacation allowances should be considered as a vested right in his estate.