

SEC. 6. *And be it further enacted*, That if any provision of this Act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect the other provisions or any other application of this Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

SEC. 7. *And be it further enacted*, That this Act shall take effect June 1, 1963.

Approved April 30, 1963.

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CHAPTER 598

(Senate Bill 268)

AN ACT to repeal and re-enact, with amendments, Section 88 of Article 65 of the Annotated Code of Maryland (1962 Supplement), title "Militia", sub-title "Re-employment of Persons in Military Service", to extend the duration of certain rights and status of servicemen in pension and retirement systems under the laws of the State, Baltimore City or any political subdivision.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 88 of Article 65 of the Annotated Code of Maryland (1962 Supplement), title "Militia", sub-title "Re-employment of Persons in Military Service", be and is hereby repealed and re-enacted, with amendments, to read as follows:

88.

The rights and status of any person inducted into the land or naval forces of the United States [within the period beginning September 1, 1940, and ending December 31, 1945, or within the period beginning June 1, 1950, and ending June 1, 1963,] for training and service pursuant to the act of Congress known as the Selective Training and Service Act of 1940, or any subsequent acts of a similar nature, and any member of any reserve component of the land or naval forces of the United States on active duty or service within said period or ordered or assigned to active duty or service within said period, as well as any person who, within said period, enlists in the armed forces of the United States, and who may be absent in such military service shall be as follows in any pension or retirement fund or system under the laws of the State of Maryland, or of the City of Baltimore or any other political subdivision of this State, including the Teachers' Retirement System of the State of Maryland: During the period of such absence, no such person or his estate shall have any right or be entitled to ordinary disability benefits, accidental disability benefits, death benefits, optional allowances or other disability or death benefits in any such fund or system. Any such person, during such absence except as herein otherwise specified, shall retain his status and rights as a member of any such pension or retirement fund or system (a) if he does not withdraw any part of his accumulated contributions, and (b) if within one