

which he may voluntarily retire or at which the official or body appointing such member may determine that such member is no longer needed, provided, however, that no such member shall be retained or reinstated when there is available to fill his position an eligible and qualified person below the age of seventy (70); eligibility and qualification to be determined by the official or body authorized to fill the position of the member in question.

Should any beneficiary under the Teachers' Retirement System be restored to active service under the provisions of this sub-section all allowances that he is receiving under such system shall cease. He shall again become a member of the Retirement System and he shall contribute thereafter at the same rate he paid prior to retirement. Anything in this Article to the contrary notwithstanding, any prior service certificate on the basis of which his service was computed at the time of his retirement shall be restored to full force and effect, and in addition, upon his subsequent retirement he shall be credited with all his services as a member. Provided however that nothing in this Section shall apply to any teacher, helping teacher, principal, supervisor or superintendent, attendance officer or clerk, employed in a public school within the State.

SEC. 2. *And be it further enacted*, That this Act is hereby declared to be an emergency measure and necessary for the immediate preservation of the public health and safety and having been passed by a ye and nay vote, supported by three-fifths of all of the members elected to each of the two houses of the General Assembly, the same shall take effect from the date of its passage.

Approved May 4, 1943.

CHAPTER 730.

(Senate Bill 432)

AN ACT to repeal and re-enact, with amendments, Sections 147, 148, 149, 150, 151, 153, 157 and 161 of Article 10 of the Code of Public Local Laws of Maryland (1930 Edition), title "Dorchester County", sub-title "County Commissioners and Treasurer", sub-heading "Board of Estimates", Section 153 having been amended by Chapter 366 of the Acts of 1933, making the provisions of said sections conform to the resolution of the County Com-