

hereafter enlist in the armed forces of the United States, and who, because of such induction or in order to perform such active duty or service, or because of such enlistment, has left or leaves a position, other than a temporary position, in the employ of the State of Maryland, or of any department or agency thereof, shall (1) if he receives a certificate of satisfactory completion of such duty, (2) if he is still qualified to perform the duties of such position, and (3) if he makes application for re-employment within 40 days after he is relieved from such active duty or service, be restored to such position or to a position of like seniority, status and pay. Upon reinstatement, the time spent by such person in the military service shall be added to his seniority, he shall be entitled to the same pay which persons having the same seniority and doing the same kind of work in the department or service involved are receiving, and he shall be restored to any merit system or civil service status held by him at the time he entered such military service, just as though his employment had not been interrupted.

95. The rights and status of any such person who may be absent in such military service shall be as follows in any pension or retirement fund or system, 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 to 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 shall have the right during such absence to make his customary individual contributions to said fund or system, or such contributions may be made for him on his behalf during such absence. 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 year from the time he is relieved from active duty or service he shall again be actively employed by his employer or employing unit at the time he left for active service, and (c) if he shall not have previously taken any other employment. If under the above restrictions any such person be again actively employed by his said former employer or employing unit, within one year from the time he is relieved from active duty, he shall receive credit as membership service for the period of his absence, provided that, within a reasonable period after his re-employment as aforesaid, he makes up the contributions or so much there-