

CHAPTER 238

(Senate Bill 270)

AN ACT to repeal and re-enact, with amendments, sub-section (a) of Section 96 of Article 65 of the Annotated Code of Maryland (1947 Supp.), title "Militia", sub-title "Re-employment of Persons in Military Service", relating to the rights and status of a veteran in any pension or retirement fund or system, who may have withdrawn his accumulated contributions.

SECTION 1. *Be it enacted by the General Assembly of Maryland.* That sub-section (a) of Section 96 of Article 65 of the Annotated Code of Maryland (1947 Supp.), title "Militia", subtitle "Re-employment of Persons in Military Service", be and the same is hereby repealed and re-enacted, with amendments, to read as follows:

96. (a) 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, 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, 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 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service, and (c) if he shall not have previously taken any other employment; provided, however, that if such person has withdrawn any part of his accumulated contributions, he shall