

(1956 Supplement) title "Militia", sub-title "Re-employment of Persons in Military Service", be and is hereby repealed and re-enacted with amendments, to read as follows:

85. 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, [1957] 1959, 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 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] *the State of Maryland, or any agency thereof, or by the City of Baltimore or any other political subdivision of this State*, and (c) if he shall not have previously taken any other employment except temporary employment after he has applied for re-employment in his former classification or position in the State service, and has been refused immediate re-employment for causes beyond his control, and (d) if he shall make application for such credit with the retirement system of the State of Maryland or agency thereof or of the City of Baltimore or any other political subdivision of this State in which he held membership before the beginning of said military service; provided, however, that if such person has withdrawn any part of his accumulated contributions, he shall be entitled to repay the sum withdrawn into the pension or retirement fund or system, including the Teachers Retirement System of the State of Maryland, with regular interest thereon to the date of repayment and, if otherwise qualified, be entitled to the benefits of this section as if such withdrawal had not been made. If under the above restrictions any such person be again actively employed or reinstated as a regular employee on a leave of absence, in any position for which membership 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, is made a condition of employment 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, *except that no credit shall be given when any absence after December 31, 1945 exceeds five years, and thereafter he shall be able to transfer such credit to another*