

33.

In time of peace and while engaged in military service all officers and enlisted men of the organized militia of the State of Maryland shall be deemed workmen of the State for wages within the meaning of this section; provided that, whenever and so long as provision equal to or better than that given under the terms of this article is made by the federal government for an employee of the military department of Maryland injured in the course of employment, such employee shall not be entitled to the benefit of this article.

*Whenever by statute, charter, ordinances, resolution, regulation or policy adopted thereunder, whether as part of a pension system or otherwise, any benefit or benefits are furnished employees of employers covered under Section 2(a)(2) of this Article, the dependents and others entitled to benefits under this Article as a result of the death of such employees, the benefit or benefits when furnished by the employer shall satisfy and discharge pro tanto or in full as the case may be, the liability or obligation of the employer for any benefit under this Article. Should any benefits so furnished be less than those provided for in this Article the employer shall be liable to furnish the additional benefit as will make up the difference between the benefit furnished and the similar benefit required in this Article.*

*The Commission shall have full power to determine whether any benefit provided by the employer is equal to or better than any benefit provided for in this Article, and to render an award against the employers to furnish additional benefit or benefits to make up the difference between the benefit furnished by the employers and the benefits required by this Article as the case may be. This section shall also be subject to the continuing powers and jurisdiction of the Commission provided for in this Article.*

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 yea and nay vote supported by three-fifths of all 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 28, 1971.

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CHAPTER 786

(House Bill 1000)

AN ACT to repeal and re-enact, with amendments, the following sections of Article 93 of the Annotated Code of Maryland (1969 Replacement Volume and 1970 Supplement), title "Decedents' Estates"; Sections 1-101(f) and 1-103, subtitle "Subtitle I, General Provisions," subheading "Part 1, Definitions and Use of Terms"; Section 2-210(c), subtitle "Subtitle II, The Court," subheading "Part 2, The Register of Wills"; Sections 5-201, 5-202, 5-204, 5-206, 5-207(a), 5-403(a), 5-404, and 5-406, subtitle "Subtitle V, Opening the Estate," subheadings "Part 2, Commencement of Proceeding,"