

(1) *the employee has completed any required period of probation prior to entering the armed forces and his separation from the armed forces was under conditions other than a dishonorable discharge, and*

(2) *he makes application within ninety days from the date of his separation from the armed forces in case he has involuntarily entered, or within ninety days after the termination of his first period of enlistment in case he has voluntarily entered, for reinstatement to the Board of Education; and*

(3) *he makes application for reinstatement within ninety days from the date of separation from such service or within ninety days after discharge from a hospital, provided such hospitalization is directly connected with, related to and immediately follows his separation from the armed forces, and the period of hospitalization does not extend beyond a year from the date of such separation.*

Any employee qualifying for reinstatement under this provision shall be entitled to start at the salary and rate of earnings for leave which he would have received if he had remained continuously in the Board of Education's service.

If he is not qualified to perform the duties of his prior position by reason of disability sustained during military service, but is qualified to perform the duties of any other position in the employ of the Board of Education, he shall be reemployed in such comparable position, the duties of which he is qualified to perform, as will provide him like seniority, status, and pay rate, or the nearest approximation thereof consistent with the circumstances of his case.

A person who is reinstated or reemployed as in this section provided, is hereinafter referred to as a "reemployee." Upon reinstatement of reemployment, a reemployee shall be considered as having been on furlough, and the time between the date of his entry into the armed services and the date of his reinstatement or reemployment shall be added to the time he had been employed by the Board of Education by whom he was employed when he entered the armed services, to determine his length of service, seniority and status, and he shall be entitled to all benefits and privileges, including rate of pay, which attach to such seniority and status or either. The pension and retirement rights of a reemployee shall be determined by the provisions of Section 88 of Article 65 of this Code.

SEC. 2. *And be it further enacted, That this Act shall take effect July 1, 1972.*

Approved May 26, 1972.

CHAPTER 649

(House Bill 1028)

AN ACT to repeal and re-enact, with amendments, Section 716 of Article 66C of the Annotated Code of Maryland (1970 Replacement Volume), title "Natural Resources," subtitle "Oysters and