

Defined terms: "Classified service" § 1-101

"Position" § 1-101

"Returning veteran" § 11-201

11-207. REINSTATEMENT OF RESERVISTS.

(A) ELIGIBILITY CRITERIA GENERALLY.

A MEMBER OF A RESERVE COMPONENT OF THE ARMED FORCES OF THE UNITED STATES IS ELIGIBLE FOR THE REINSTATEMENT RIGHTS AND BENEFITS SPECIFIED IN §§ 11-205 AND 11-206 (A), (B), AND (C) OF THIS SUBTITLE IF THE RESERVIST:

(1) PERFORMED ACTIVE DUTY FOR TRAINING OF A NATURE AND LENGTH THAT MEET THE REQUIREMENTS FOR ELIGIBILITY UNDER TITLE 38 U.S.C. § 2024 (C);

(2) WAS RELEASED FROM THAT DUTY AFTER SATISFACTORY SERVICE;
AND

(3) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, SUBMITS AN APPLICATION FOR REINSTATEMENT WITHIN 31 DAYS AFTER THE RESERVIST WAS RELEASED FROM THAT DUTY.

(B) APPLICATION BY HOSPITALIZED RESERVIST.

AN OTHERWISE ELIGIBLE MEMBER OF A RESERVE COMPONENT WHO WAS HOSPITALIZED AT THE TIME THE RESERVIST WAS SCHEDULED TO BE RELEASED FROM ACTIVE DUTY FOR TRAINING MAY APPLY FOR REINSTATEMENT IF:

(1) THE APPLICATION IS SUBMITTED WITHIN 31 DAYS AFTER THE RESERVIST IS DISCHARGED FROM THE HOSPITAL; AND

(2) THE HOSPITALIZATION:

(I) IS CONNECTED TO THE RESERVIST'S ACTIVE DUTY FOR TRAINING; AND

(II) DOES NOT LAST MORE THAN 1 YEAR FROM THE DATE ON WHICH THE RESERVIST WAS SCHEDULED TO BE RELEASED FROM THAT DUTY.

(C) DISCHARGE.

A MEMBER OF A RESERVE COMPONENT WHO IS REINSTATED TO A POSITION UNDER THIS SECTION MAY NOT BE DISCHARGED FROM THAT POSITION WITHIN 6 MONTHS AFTER REINSTATEMENT WITHOUT SUBSTANTIAL CAUSE AND, IF THE POSITION IS A CLASSIFIED SERVICE POSITION, ONLY FOR THE REASONS AND IN THE MANNER PROVIDED FOR CLASSIFIED SERVICE EMPLOYEES.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 64A, § 18B(f).