

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

N I N E T Y - F I R S T L E G I S L A T U R E

Legislative Document

No. 206

H. P. 340

House of Representatives, February 2, 1943.

Referred to Committee on Military Affairs. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Goldsmith of Orono.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-THREE

AN ACT Relating to Employees in Military Service.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., c. 2, § 54-A, amended. Section 54-A of chapter 2 of the revised statutes, as enacted by section 1 of chapter 314 of the public laws of 1939, is hereby amended to read as follows:

'Sec. 54-A. Employees in military or naval service; substitutes. Whenever any employee, regularly employed for a period of at least ~~one year~~ **6 months** by the state, or by any department, bureau, commission, or office thereof, or by any county, municipality, township, or school district within the state, **and who has attained permanent status in such employment**, shall in time of war, contemplated war, emergency or limited emergency enlist, enroll, be called, or ordered, or be drafted in the military or naval service of the United States, or any branch or unit thereof, he shall not be deemed or held to have thereby resigned from or abandoned his said employment, nor shall he be removable therefrom during the period of his service, but the duties of his said employment shall, if there is no other person authorized by law to perform the powers and duties of such employee during said period, be performed by a substitute, who shall be appointed for the interim by the same authority who appointed such employee if such authority shall deem the employment of such substitute necessary.

Such employee while in the military or naval service of the United States shall be considered as on leave of absence without pay, and for the purpose of computing time in regard to pension rights and seniority, shall be considered as in the service of the state during the period of his national service. **Said interim appointments may be considered permanent if the employee granted the military leave fails to report for duty within a 90-day period from the date of his discharge from the military or naval forces of the United States, and provided further that such discharge must have been effective not later than 6 months after the state of war ceases between the United States and every foreign government.'**

Sec. 2. P. L., 1939, c. 314, § 3, amended. Section 3 of chapter 314 of the public laws of 1939 is hereby repealed and the following enacted in place thereof :

'Sec. 3. Duration of act. This act shall be in force and effect for the duration of the present world war and 6 months after the state of war ceases between the United States and every foreign government.'