

HOUSE . . . No. 1411

The Commonwealth of Massachusetts.

HOUSE OF REPRESENTATIVES, March 28, 1918.

The committee on Bills in the Third Reading, to whom was referred the Bill to provide for the reinstatement of certain persons in the public service and for their retention on the civil service list (House, No. 1373), report recommending that the same be amended by the substitution of the accompanying bill.

For the committee,

LELAND POWERS.

The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Eighteen.

AN ACT

To preserve the Civil Service Standing of Persons in the
Military or Naval Service of the United States.

*Be it enacted by the Senate and House of Representatives
in General Court assembled, and by the authority of the
same, as follows:*

1 SECTION 1. Chapter nineteen of the Revised Laws is
2 hereby amended by striking out section twenty-five and
3 substituting the following:— *Section 25.* Any person in
4 the classified public service of the commonwealth or of
5 any city or town therein who resigns from or leaves such
6 service or who is discharged, suspended or granted a
7 leave of absence for the purpose of serving in the military
8 or naval service of the United States in time of war, and
9 who so serves, shall, if he so requests of the appointing
10 authority within one year after his honorable discharge
11 from such military or naval service, and if also, within
12 the said time, he files with the civil service commission
13 the certificate of a registered physician that he is not
14 physically disabled or incapacitated for the position, be
15 reappointed or reemployed, without civil service applica-
16 tion or examination, in his former position: *provided*, that
17 the person appointed thereto, if any, is a temporary ap-
18 pointee; or, if his former position is filled by a permanent
19 appointment, he shall be employed in a similar position

20 in said department, if a vacancy exists therein. All ap-
21 pointments hereafter made to fill vacancies caused by the
22 military or naval service of the former incumbent shall be
23 temporary appointments only, and no temporary appoint-
24 ment heretofore made to fill any such vacancy shall be
25 made a permanent appointment during the present war
26 or until the expiration of one year thereafter.

1 SECTION 2. A person whose name is on any eligible
2 list or register of the civil service commission at the time
3 of his entering the military or naval service of the United
4 States in time of war shall be suspended from such eli-
5 gible list or register; but upon his request, made at any
6 time within one year after his honorable discharge from
7 such service, his name shall be restored thereto for the
8 remainder of his period of eligibility: *provided*, that he
9 files with the civil service commission the certificate of a
10 registered physician that he is not physically disabled or
11 incapacitated for the position.

