

HOUSE No. 4008

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, August 30, 1966.

The committee on Pensions and Old Age Assistance, to whom was referred the Bill extending the dates of termination of certain acts relating to the rights and privileges of veterans (House, No. 3893), report that the same ought to pass, in the form of a new draft herewith submitted (House, No. 4008).

For the committee,

CHARLES L. SHEA.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Six.

AN ACT EXTENDING THE DATES OF TERMINATION OF CERTAIN ACTS RELATING TO THE RIGHTS AND PRIVILEGES OF VETERANS.

1 *Whereas*, The deferred operation of this act would tend to
2 defeat its purpose, which is to extend forthwith certain rights
3 and privileges of veterans who served in the armed forces of the
4 United States upon their reinstatement or re-employment in
5 the service of the commonwealth, therefore it is hereby declared
6 to be an emergency law, necessary for the immediate preserva-
7 tion of the public convenience.

*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 708 of the acts of 1941 is hereby amended
2 by striking out section 25, as most recently amended by sec-
3 tion 1 of chapter 726 of the acts of 1965, and inserting in place
4 thereof the following section: —

5 *Section 25.* Service in the military or naval forces of the
6 United States referred to in this act shall, except as otherwise
7 provided thereby, mean such service occurring between January
8 first, nineteen hundred and forty and the termination of the
9 Selective Service Act of 1948; provided, however, that such
10 service shall not be construed to include service for more than
11 four years unless such further period of service in excess of
12 four years was involuntary service required by the government
13 of the United States, or unless such service in excess of four
14 years was rendered prior to July first, nineteen hundred and
15 sixty-six; and provided, further that such service in excess of
16 four years shall also include that part of a voluntary enlistment
17 made prior to July first, nineteen hundred and sixty-six which
18 terminates after said date.

1 SECTION 2. The third subparagraph of paragraph (*h*) of sub-
2 division (1) of section 4 of chapter 32 of the General Laws is
3 hereby amended by striking out the first sentence, as amended
4 by section 2 of said chapter 726, and inserting in place thereof
5 the following sentence:— Any member who served in the
6 armed forces between January first, nineteen hundred and
7 forty and the termination of the Selective Service Act of 1948,
8 shall have such actual service credited to him as creditable
9 service when reinstated or re-employed in his former position
10 or in a similar position within two years of his discharge or
11 release from such service; provided, however, that such service
12 shall not be construed to include service for more than four
13 years unless such further period of service in excess of four years
14 was involuntary service required by the government of the
15 United States, or unless such service in excess of four years
16 was rendered prior to July first, nineteen hundred and sixty-six;
17 and provided, further that such service in excess of four years
18 shall also include that part of a voluntary enlistment made
19 prior to July first, nineteen hundred and sixty-six which termi-
20 nates after said date.

1 SECTION 3. Said chapter 32 is hereby further amended by
2 striking out section 58A, as most recently amended by section 3
3 of said chapter 726 and inserting in place thereof the following
4 section:—

5 *Section 58A.* A veteran eligible to retirement under section
6 fifty-six, fifty-seven or fifty-eight, who was employed in the
7 service of the commonwealth, or any county, city, town or dis-
8 trict thereof, prior to his entry into wartime service as defined
9 in section twenty-one of chapter thirty-one, and upon whose
10 discharge or release therefrom was reinstated or re-employed
11 within two years in his former position or in a similar position,
12 shall have credited to him as creditable service the period of his
13 wartime service until the date of his discharge or release from
14 such service, which shall include credit for any actual service
15 in the armed forces between January first, nineteen hundred and
16 forty and the termination of the Selective Service Act of 1948;
17 provided, however, that such service shall not be construed to
18 include service for more than four years unless such further
19 period of service in excess of four years was involuntary service

20 required by the government of the United States, or unless such
21 service in excess of four years was rendered prior to July first,
22 nineteen hundred and sixty-six; and provided, further that such
23 service in excess of four years shall also include that part of a
24 voluntary enlistment made prior to July first, nineteen hundred
25 and sixty-six which terminates after said date.

26 Any such veteran who was employed in the service of the
27 commonwealth or any county, city, town or district thereof and
28 who was a member of a reserve component of the armed forces
29 which was called to active duty by order of the president of the
30 United States shall have credited to him as creditable service
31 the period of such active duty performed on and after October
32 first, nineteen hundred and sixty-one and the termination of the
33 Selective Service Act of 1948, provided that upon the termina-
34 tion of such active duty or his discharge or release therefrom he
35 was reinstated or re-employed within two years in his former
36 position or a similar position.

1 SECTION 4. This act shall take effect as of June thirtieth,
2 nineteen hundred and sixty-six.