

(4) If a disability beneficiary under the age of 50 is restored to active service and if [his or her] THE BENEFICIARY'S annual compensation then or at any time prior to the age of 50 is equal to or greater than [his or her] THE BENEFICIARY'S average final compensation at retirement, the retirement allowance shall cease, [he or she] THE BENEFICIARY shall again become a member of the retirement system, and shall contribute thereafter at the rate applicable to the age at which [he or she] THE BENEFICIARY paid prior to disability. Anything in this subtitle to the contrary notwithstanding, any prior service certificate on the basis of which service was computed at the time of retirement shall be restored to full force and effect, and in addition, upon [his or her] THE BENEFICIARY'S subsequent retirement [he or she] THE BENEFICIARY shall be credited with all the service as a member creditable to [him or her] THE BENEFICIARY at the time of retirement; but should [he or she] THE BENEFICIARY be restored to membership after the attainment of age 45, the pension upon subsequent retirement may not exceed the pension which [he or she] THE BENEFICIARY was receiving immediate prior to the last restoration to membership before any reduction of such pension as provided in paragraph (2) of this subsection and the pension that may have accrued as a new member on account of service since the last restoration to membership, provided that the total pension on [his or her] THE BENEFICIARY'S subsequent retirement may not exceed the rate percent [he or she] THE BENEFICIARY would have received had [he or she] THE BENEFICIARY remained in service during the period of prior retirement.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1990.

Approved May 29, 1990.

CHAPTER 658

(House Bill 1171)

AN ACT concerning

Maryland Rails-to-Trails

FOR the purpose of requiring the Department of Natural Resources to work with the Department of Transportation and the Office of Planning to coordinate their efforts regarding acquisition of railroad corridor property that may be suitable for public recreational use; authorizing the Department of Natural Resources to conduct certain feasibility studies and to forward the studies to the Capital Programs Administration under certain circumstances; authorizing the Department of Natural Resources to request use of certain property for public recreational use and to lease certain property from the Department of Transportation and sublease it to local governments; ~~requiring the Department to establish a certain program regarding certain property~~; expressing the findings of the General Assembly; lengthening the amount of time the State Railroad Administration may act on a notice of disposition of abandoned railroad property; requiring the Office of Planning to study and plan for the use of abandoned