

THEREAFTER, THE EMPLOYEE DOES NOT APPLY FOR RETIREMENT, HE SHALL MAINTAIN HIS EMPLOYMENT STATUS, UNLESS HIS DEPARTMENT HEAD REQUESTS THAT THE EMPLOYEE BE RETIRED. AT THAT TIME, THE EMPLOYEE SHALL BE GIVEN A FULL HEARING. IF THE EMPLOYEE CONTINUES IN SERVICE AT THE AGE OF SEVENTY YEARS OR THEREAFTER, HIS EMPLOYMENT SHALL NOT ACT AS A BAR TO ANY SUBSEQUENT FILING FOR RETIREMENT BENEFITS.]]

[[ (B) ]] (A) THERE IS HEREBY CREATED THE MARYLAND EMPLOYEES RETIREMENT REVIEW BOARD. THE BOARD SHALL BE COMPOSED OF [[SEVEN]] SIX MEMBERS INCLUDING THE FOLLOWING: THE SECRETARY OF PERSONNEL OR HIS DESIGNATE; [[THE ASSISTANT SECRETARY OF PERSONNEL FOR RETIREMENT SYSTEMS OR HIS DESIGNATE; A REPRESENTATIVE SELECTED BY THE MARYLAND CLASSIFIED EMPLOYEES ASSOCIATION; A REPRESENTATIVE SELECTED BY THE AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES]] THE STATE DIRECTOR ON AGING; A PHYSICIAN DESIGNATED BY THE SECRETARY OF THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE; AND THREE MEMBERS APPOINTED BY THE GOVERNOR TO REPRESENT THE PUBLIC AT LARGE. THE THREE MEMBERS APPOINTED BY THE GOVERNOR SHALL SERVE UNTIL JUNE 30, 1975. THEREAFTER, MEMBERS APPOINTED BY THE GOVERNOR SHALL SERVE TERMS OF FOUR YEARS. FOUR MEMBERS OF THE BOARD IS A QUORUM.

[[ (C) ]] (B) THE BOARD SHALL DETERMINE ALL RETIREMENT CASES BROUGHT BEFORE IT BY A MEMBER OR THE HEAD OF HIS DEPARTMENT. SUBJECT TO THE PROVISIONS OF PARAGRAPH 11(1) (B) OF THIS SECTION, THE BOARD MAY RETIRE THE EMPLOYEE, MAY PERMIT HIM TO CONTINUE IN EMPLOYMENT, MAY RECOMMEND THAT HE BE TRANSFERRED TO ANOTHER POSITION IN THE STATE SERVICE, OR MAY RECOMMEND THAT HE BE PLACED ON A PART-TIME EMPLOYMENT BASIS.

(C) THE BOARD SHALL PROMULGATE RULES AND REGULATIONS FOR APPLICATIONS, AND HEARING AND APPEAL PROCEDURES IN ACCORD WITH ARTICLE 41 §§244 TO 256.

[[AN APPLICATION FOR RETIREMENT SHALL NOT BE FILED MORE THAN ONCE A YEAR BY THE HEAD OF THE EMPLOYEE'S DEPARTMENT.]]

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1974.

Approved May 31, 1974.