

COUNTY LOCAL LAWS

option benefit will be in lieu of the widow's benefit provided in Section 35-15 (b) of the Police Relief and Retirement Fund of Montgomery County.

If the joint and survivor option is elected, the amount of a Group D retiree's pension shall not be affected or reduced at any time.

Upon the death of the retiree, the amount of a spouse's benefit shall equal fifty percent of the retiree's benefit on date of death and shall be payable to an eligible spouse for life.

SECTION VI. Section 45 (c), title "Discontinued service pension" is hereby amended to read as follows:

(c) Discontinued service pension. Notwithstanding anything to the contrary in this Article, should any member, regardless of age, who has completed ten or more years of continuous service in a full-time position vacate the position by reason of its abolishment or should the member's employment, tenure or status be terminated by administrative action or adversely affected by an act of the County Executive, the Chief Administrative Officer, the County Attorney, the Administrative Hearing Examiner, the head of a principal department, office or agency of the County Government, any appointing authority, the County Council or any member thereof, the General Assembly of the State of Maryland, or the electorate of Montgomery County, such member may elect, in lieu of the return of member contributions with credited interest, to receive a retirement benefit indicated below, commencing at the member's elective early retirement date, or immediately if eligible for early retirement.

The amount of discontinued service retirement benefit of a member with ten years of continuous service shall be twenty-five percent of final earnings. For each additional year of credited service the member shall receive an additional two percent of final earnings. Total credited service may not exceed thirty six-years, plus sick leave credits.

Notwithstanding the above provisions, any member covered by this plan on April 1, 1970, and continuously employed thereafter, who has reached elective early retirement date and has at least twenty years of continuous County service, will be eligible to receive a pension commencing immediately in an amount not less than fifty percent of final earnings.

Notwithstanding the above provisions, ten or more years of credited service may be substituted by any