

Article 73B — Pensions

86.

~~(1) [(a)] Any member may retire upon written application to the board of trustees setting forth at what time he desires to be retired, provided that the said member at the time so specified for his retirement shall have attained the age of 60 or shall have rendered 25 years of creditable service as a teacher and notwithstanding that, during such period of notification, he may have separated from service.~~

~~[(b) Any member in service who has attained the age of 70 shall be retired forthwith provided that with the approval of the State Board of Education or the State Superintendent of Schools he may remain in the service until the end of the school year following the date on which he attains the age of 70.~~

~~(c) Any member in service who attains the age of 70 during World War II and any retired member who was in service on January 1, 1942 may remain or be reinstated in service after attaining such age if, in the opinion of the official or body originally appointing such member, he is capable of performing the duties of his position and if such official or body appointing such member gives notice in writing to the board of trustees of intention to retain or reinstate such person in service, but the service of such person shall continue only during World War II and for a period of six months thereafter or to any earlier time at which he may voluntarily retire or at which the official or body appointing such member may determine that such member shall be retained or reinstated when there is available to fill his position an eligible and qualified person below the age of 70; eligibility and qualification to be determined by the official or body authorized to fill the position of the member in question.~~

~~Should any beneficiary under the Teachers' Retirement System be restored to active service under the provisions of this subsection all allowances that he is receiving under such system shall cease. He shall again become a member of the retirement system and he shall contribute thereafter at the same rate he paid prior to retirement. Anything in this article to the contrary, notwithstanding, any prior service certificate on the basis of which his service was computed at the time of his retirement shall be restored to full force and effect, and in addition, upon his subsequent retirement he shall be credited with all his services as a member. Provided however that nothing in this section shall apply to any teacher, helping teacher, principal, supervisor or superintendent, attendance officer or clerk, employed in a public school within the State.]~~

~~SECTION 3. AND BE IT FURTHER ENACTED, That Section (c) 11(3) through 11(20), respectively, of Article 73B~~