

(C) IF A DISABILITY BENEFICIARY UNDER THE AGE OF 62 IS RESTORED TO ACTIVE SERVICE AND IF HIS ANNUAL COMPENSATION THEN OR AT ANY TIME BEFORE HE BECOMES 62 YEARS OLD IS EQUAL TO OR GREATER THAN HIS AVERAGE FINAL COMPENSATION AT RETIREMENT, HIS ALLOWANCE SHALL CEASE, HE SHALL BECOME A MEMBER OF THIS PENSION SYSTEM AGAIN. NOTWITHSTANDING ANY OTHER PROVISION IN THIS SUBTITLE, ALL ELIGIBILITY AND CREDITABLE SERVICE PREVIOUSLY EARNED SHALL BE RESTORED, AND IN ADDITION, ON HIS SUBSEQUENT RETIREMENT, HE SHALL BE CREDITED WITH ALL THE SERVICE AS A MEMBER CREDITABLE TO HIM AT THE TIME OF RETIREMENT. HOWEVER, IF HE IS RESTORED TO MEMBERSHIP AFTER HE IS 50 YEARS OLD, HIS PENSION ON SUBSEQUENT RETIREMENT MAY NOT EXCEED THE PENSION THAT HE WAS RECEIVING IMMEDIATELY BEFORE HIS LAST RESTORATION TO MEMBERSHIP AND THE PENSION THAT MAY HAVE ACCRUED TO HIM AS A NEW MEMBER ON ACCOUNT OF SERVICE SINCE HIS LAST RESTORATION TO MEMBERSHIP, PROVIDED THAT THE TOTAL PENSION ON HIS SUBSEQUENT RETIREMENT DOES NOT EXCEED THE RATE PERCENT HE WOULD HAVE RECEIVED HAD HE REMAINED IN SERVICE DURING THE PERIOD OF HIS PRIOR RETIREMENT.

(10) (A) ON THE RECEIPT OF PROPER PROOFS OF THE DEATH OF A MEMBER IN SERVICE, AND IF A BENEFIT IS NOT PAYABLE UNDER PARAGRAPH (C) OF THIS SUBSECTION, THE MEMBER'S PERSONAL REPRESENTATIVE OR THE PERSON THE MEMBER HAS NOMINATED BY WRITTEN DESIGNATION EXECUTED AND FILED WITH THE BOARD OF TRUSTEES SHALL BE PAID:

(I) THE MEMBER'S ACCUMULATED CONTRIBUTIONS; AND

(II) IF THE MEMBER HAS 1 OR MORE YEARS OF ELIGIBILITY SERVICE, OR DIES IN THE PERFORMANCE OF DUTY, AN AMOUNT EQUAL TO THE MEMBER'S ANNUAL EARNABLE COMPENSATION AT THE TIME OF DEATH.

(B) THE BOARD OF TRUSTEES MAY TAKE THE STEPS NECESSARY TO PROVIDE THE DEATH BENEFIT UNDER THIS SUBSECTION IN THE FORM OF GROUP LIFE INSURANCE, IF, IN THE OPINION OF THE BOARD OF TRUSTEES, THAT PROVISION WOULD ALLOW A MORE FAVORABLE TAX TREATMENT OF THE BENEFIT TO THE BENEFICIARIES.

(C) IF THE MEMBER AT THE TIME OF HIS DEATH WAS AT LEAST 55 YEARS OLD AND HAD COMPLETED 15 YEARS OF ELIGIBILITY SERVICE OR WAS 62 YEARS OLD OR OLDER AND, IN EITHER EVENT, HAD NOMINATED HIS SURVIVING SPOUSE AS THE SOLE PRIMARY BENEFICIARY TO WHOM THE DEATH BENEFIT UNDER PARAGRAPH (A) OF THIS SECTION WOULD BE PAID, THE SURVIVING SPOUSE MAY ELECT TO RECEIVE, INSTEAD OF A LUMP SUM DEATH BENEFIT, AN ALLOWANCE EQUAL TO THE ALLOWANCE WHICH SHE WOULD HAVE RECEIVED HAD THE MEMBER:

(I) BEEN ELIGIBLE TO RETIRE;

(II) RETIRED 30 DAYS BEFORE HIS DEATH; AND