

(13) NOTWITHSTANDING ANY OTHER PROVISION IN THIS SUBTITLE, IF A MEMBER OF THIS PENSION SYSTEM HAS BEEN OR IS APPOINTED OR ELECTED TO ANY STATE OFFICE, OR PROMOTED BY AN EXPRESS APPOINTMENT BY THE APPOINTING AUTHORITY WITH THE EXPRESS CONCURRENCE OF THE SECRETARY OF PERSONNEL, TO ANY POSITION WITHIN THE STATE GOVERNMENT THAT IS NOT A PART OF THE CLASSIFIED SERVICE AND IS NOT COVERED BY ARTICLE 64A OF THE CODE, FOR A FIXED OR INDEFINITE TERM AND DOES NOT CONTINUE IN OFFICE AFTER SERVING IN THAT POSITION FOR A PERIOD OF 1 YEAR, REAPPOINTED OR REELECTED, AND IF THE TERMINATION OF EMPLOYMENT IS INVOLUNTARY AS DETERMINED BY THE SECRETARY OF PERSONNEL, AFTER HE HAS COMPLETED 16 YEARS OF CREDITABLE SERVICE, REGARDLESS OF AGE, THE MEMBER INSTEAD OF WITHDRAWING HIS ACCUMULATED CONTRIBUTIONS, MAY ELECT TO BE PAID AN UNREDUCED SERVICE ALLOWANCE. IF A MEMBER OF THIS PENSION SYSTEM, VACATES HIS POSITION BECAUSE OF THE TERMINATION OF HIS TENURE BY ACT OF THE GENERAL ASSEMBLY AFTER THE MEMBER HAS 20 YEARS OF CREDITABLE SERVICE, REGARDLESS OF AGE, HE MAY ELECT TO RECEIVE THE ALLOWANCE FOR SERVICE RETIREMENT INSTEAD OF WITHDRAWING HIS ACCUMULATED CONTRIBUTIONS. IF THE BENEFICIARY IS APPOINTED OR ELECTED TO ANY OFFICE, THE SALARY OR COMPENSATION OF WHICH IS PAID BY THE STATE, HIS RETIREMENT ALLOWANCE SHALL CEASE, HE MAY BECOME A MEMBER OF THIS PENSION SYSTEM AGAIN, AND SHALL CONTRIBUTE IN ACCORDANCE WITH THIS SUBTITLE. ANY CREDITABLE SERVICE AT THE TIME OF HIS RETIREMENT SHALL BE RESTORED AND, IN ADDITION, ON HIS SUBSEQUENT RETIREMENT HE SHALL BE CREDITED WITH ALL HIS SERVICE AS A MEMBER, IF HIS ALLOWANCE ON THE SUBSEQUENT RETIREMENT DOES NOT EXCEED THE ALLOWANCE HE WAS RECEIVING BEFORE RESTORATION PLUS THE ALLOWANCE THAT HAS ACCRUED ON ACCOUNT OF HIS CREDITABLE SERVICE AFTER RESTORATION. THE PAYMENT OF ALL THESE ALLOWANCES AND THE CONTINUED PAYMENT OF THESE ALLOWANCES SHALL BE CONTINGENT ON THE STATE OF MARYLAND PAYING EACH YEAR THE ADDITIONAL AMOUNT REQUIRED TO MEET THE CURRENT DISBURSEMENTS OF THESE ALLOWANCES.

(14) A RETIRED MEMBER MAY ACCEPT TEMPORARY EMPLOYMENT WITH THE STATE, A PARTICIPATING MUNICIPAL CORPORATION, A COMMUNITY COLLEGE, OR A PUBLIC SCHOOL SYSTEM IN THE STATE, WITHOUT REDUCTION IN HIS RETIREMENT ALLOWANCE, IF:

(A) HE IMMEDIATELY NOTIFIES THE BOARD OF HIS INTENTION TO ACCEPT THIS EMPLOYMENT;

(B) HE SPECIFIES THE COMPENSATION HE WILL RECEIVE;

(C) THE TEMPORARY EMPLOYMENT IS NOT IN A REGULARLY ALLOCATED POSITION;

(D) THE RETIREMENT ALLOWANCE RECEIVABLE BY HIM CONTINUES WITHOUT OPTIONAL MODIFICATION, PLUS THE AMOUNT OF THE ANNUAL COMPENSATION FOR THE POSITION DOES NOT EXCEED THE AVERAGE FINAL COMPENSATION ON WHICH THE RETIREMENT ALLOWANCE WAS BASED. THE ANNUAL EARNINGS OF THE RETIRED MEMBER SHALL BE DETERMINED BY THE DIFFERENCE BETWEEN HIS RETIREMENT