

(17) NOTWITHSTANDING ANY OTHER PROVISION IN THIS SUBTITLE, ANY MEMBER OF ANY HEALTH CARE PROGRAM SPONSORED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE WHO IS RETIRED OR MAY BE RETIRED AND WHO IS RECEIVING OR WHO WILL RECEIVE BENEFITS FROM THIS PENSION SYSTEM, AFTER RETIREMENT, MAY ELECT TO HAVE THE PART OF THE PREMIUM PAYABLE BY HIM FOR THE HEALTH CARE INSURANCE COVERAGE DEDUCTED FROM THE BENEFITS PAYABLE TO HIM BY THIS PENSION SYSTEM AND PAID BY THIS SYSTEM TO THE MAYOR AND CITY COUNCIL OF BALTIMORE FOR PAYMENT ON HIS BEHALF TO THE CARRIER OF THE INSURANCE.

(18) ANY ALLOWANCE SHALL BE REDUCED BY THE AMOUNT OF ANY WORKMEN'S COMPENSATION BENEFITS PAID OR PAYABLE AFTER THE EFFECTIVE DATE OF RETIREMENT OUT OF AN ACCIDENTAL PERSONAL INJURY OR OCCUPATIONAL DISEASE THAT ARISES OUT OF AND IN THE COURSE OF THE RETIRED MEMBER'S EMPLOYMENT BY A PUBLIC SCHOOL IF THE WORKMEN'S COMPENSATION BENEFITS ARE PAID OR PAYABLE FOR A PERIOD DURING WHICH AN ALLOWANCE IS PAID OR PAYABLE. THIS SUBSECTION APPLIES TO BOTH THE RETIRED MEMBER AND ANY DESIGNATED BENEFICIARY.

#### 146. ADJUSTMENT OF RETIREMENT ALLOWANCE.

(1) WITH RESPECT TO EACH FISCAL YEAR, EACH RETIRED MEMBER'S RETIREMENT ALLOWANCE, EXCLUSIVE OF ANY ADDITIONAL VOLUNTARY ANNUITY, SHALL BE ADJUSTED AS PROVIDED IN THIS SECTION.

(2) (A) EACH RETIRED MEMBER SHALL HAVE A BASE WHICH SHALL BE EITHER THE CONSUMER PRICE INDEX U. S. CITY AVERAGE - ALL URBAN CONSUMERS FOR THE CALENDAR YEAR ENDING DECEMBER 31 OF THE FISCAL YEAR IN WHICH HE WAS LAST EMPLOYED, OR THE SIMILAR CONSUMER PRICE INDEX FOR THE CALENDAR YEAR ENDING DECEMBER 31 OF THE FISCAL YEAR THAT PRECEDED THE LAST RETIREMENT ALLOWANCE ADJUSTMENT, WHICHEVER IS LATER, EXCEPT THAT AS TO ANY MEMBER WHO DEFERRED HIS RETIREMENT IN ACCORDANCE WITH § 145(14) OF THIS SUBTITLE, THE BASE SHALL BE EITHER THE CONSUMER PRICE INDEX U. S. CITY AVERAGE - ALL URBAN CONSUMERS FOR THE CALENDAR YEAR ENDING DECEMBER 31 OF THE FISCAL YEAR IN WHICH HE ATTAINED THE AGE OF 62, OR THE SIMILAR CONSUMER PRICE INDEX FOR THE CALENDAR YEAR ENDING DECEMBER 31 OF THE FISCAL YEAR WHICH PRECEDED THE LAST RETIREMENT ALLOWANCE ADJUSTMENT, WHICHEVER IS LATER.

(B) THE CONSUMER PRICE INDEX TO BE USED FOR THE FISCAL YEAR IN WHICH THE RETIREMENT ALLOWANCE IS PAYABLE SHALL BE THE CONSUMER PRICE INDEX FOR THE CALENDAR YEAR ENDING DECEMBER 31 OF THE PRECEDING FISCAL YEAR.

(C) THE ADJUSTMENT IN RETIREMENT ALLOWANCE FOR THE FISCAL YEAR IN WHICH THE RETIREMENT ALLOWANCE IS PAYABLE SHALL BE THE INITIAL ANNUAL RATE OF RETIREMENT ALLOWANCE MULTIPLIED BY THE PERCENTAGE CHANGE IN THE CONSUMER PRICE INDEX IN SUBSECTION (2)(B) OF THIS SECTION FROM THE CONSUMER PRICE INDEX IN SUBSECTION (2)(A) OF THIS SECTION.