

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.]

(C) (I) IF A MEMBER DESIRES TO CONTINUE HIS EMPLOYMENT AT THE AGE OF 70 YEARS, THE MEMBER SHALL APPLY FOR CONTINUATION ON AN ANNUAL BASIS ON A FORM PROVIDED BY THE SECRETARY OF PERSONNEL. THE MEMBER SHALL SUBMIT THE APPLICATION FOR CONTINUATION OF EMPLOYMENT NOT LESS THAN 30 NOR MORE THAN 90 DAYS PRIOR TO BECOMING 70 YEARS OF AGE, TO THE STATE BOARD OF EDUCATION OR THE STATE SUPERINTENDENT OF SCHOOLS, OR, IN THE CASE OF HIGHER EDUCATION, TO THE MEMBER'S APPOINTING AUTHORITY.

(II) IF THE WRITTEN APPLICATION FOR CONTINUATION BY THE MEMBER IS APPROVED BY THE STATE BOARD OF EDUCATION OR OR THE STATE SUPERINTENDENT OF SCHOOLS, OR, IN THE CASE OF HIGHER EDUCATION, TO THE MEMBER'S APPOINTING AUTHORITY, EMPLOYMENT SHALL BE AUTHORIZED FOR 1 YEAR. FURTHER CONTINUATION OF EMPLOYMENT SHALL BE BASED ON THE EXECUTION OF THE APPROPRIATE APPLICATION FORM NOT LESS THAN 30 NOR MORE THAN 90 DAYS PRIOR TO THE COMPLETION OF EACH AUTHORIZED YEAR.

(III) IF THE WRITTEN APPLICATION BY THE MEMBER IS NOT APPROVED, UPON REQUEST, THE MEMBER SHALL BE GIVEN A FULL HEARING BEFORE THE MARYLAND EMPLOYEES RETIREMENT REVIEW BOARD PURSUANT TO SECTION 11(2) OF THIS ARTICLE.

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