

(k) Any participant in an optional retirement program, established pursuant to this section, who was--eligible--for membership--in--the--EMPLOYEES--RETIREMENT--SYSTEM,--THE--PENSION SYSTEM--FOR--THE--EMPLOYEES--OF--THE--STATE--OF--MARYLAND,--THE Teachers--Retirement--System--or--the--Pension--System--for--the Teachers--of--the--State--of--Maryland--at--the--time--the participant--elected--to--participate--in--the--optional retirement--program,--and--the--partieipant desires to continue employment after the end of the school year following the date on which the member attains the age of 70:

(1) Shall apply, at least 30 days and not more than 90 days prior to the end of that school year, to the participant's appointing authority, on a form provided by the Secretary of Personnel, for continuation of employment on an annual basis;

(2) If the written application for continuation by the participant is approved by the appointing authority, employment shall be authorized for 1 year. Further continuation of employment shall be based on the execution of the appropriate application form within 30 days and not more than 90 days prior to the completion of each authorized year; and

(3) If the written application by the member is not approved, upon request, the participant shall be given a full hearing before the Maryland Employees Retirement Review Board pursuant to § 11(2) of this article.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1982.

June 1, 1982

The Honorable Benjamin L. Cardin
Speaker of the House of Delegates
State House
Annapolis, Maryland 21404

Dear Mr. Speaker:

In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed House Bill 479.

This bill allows certain members of the Employees' Retirement System and the Pension System for employees of the State of Maryland to participate in the Optional Retirement Program.

Senate Bill 269, which was passed by the General Assembly and signed by me on June 1, 1982 accomplishes the same purpose. Therefore, it is not necessary for me to sign House Bill 479.