

(1) THE INDIVIDUAL'S CURRENT EMPLOYER IS A PARTICIPATING EMPLOYER OTHER THAN THE STATE AND IS THE SAME PARTICIPATING EMPLOYER THAT EMPLOYED THE INDIVIDUAL AT THE TIME OF THE INDIVIDUAL'S LAST SEPARATION FROM EMPLOYMENT WITH A PARTICIPATING EMPLOYER BEFORE THE INDIVIDUAL COMMENCED RECEIVING A SERVICE RETIREMENT ALLOWANCE; OR

(2) THE INDIVIDUAL'S CURRENT EMPLOYER IS ANY UNIT OF STATE GOVERNMENT AND THE INDIVIDUAL'S EMPLOYER AT THE TIME OF THE INDIVIDUAL'S LAST SEPARATION FROM EMPLOYMENT WITH THE STATE BEFORE THE INDIVIDUAL COMMENCED RECEIVING A SERVICE RETIREMENT ALLOWANCE WAS ALSO A UNIT OF STATE GOVERNMENT.

23-215.

[(a) Except as provided in subsection (b) of this section, membership ends on separation from employment.

(b) If a member is subject to the contributory pension benefit under Part II of this subtitle, membership] MEMBERSHIP ends if the member:

- (1) is separated from employment for more than 4 years;
- (2) withdraws the member's accumulated contributions;
- (3) becomes a retiree; or
- (4) dies.

23-302.

(a) Subject to subsections [(b) and (c)] (B), (C), AND (D) of this section, a member is entitled to eligibility service for periods of employment while a member of the Employees' Pension System or the Teachers' Pension System.

(b) THE BOARD OF TRUSTEES MAY NOT ALLOW MORE THAN 1 YEAR OF SERVICE CREDIT FOR A CALENDAR YEAR.

(C) (1) If a member completes at least 500 hours of employment while a member in any fiscal year, the member is entitled to 1 year of eligibility service.

(2) Except in the first and last fiscal years or except as provided in subsection (c) of this section, a member may not receive any eligibility service for a fiscal year in which the member completes less than 500 hours of employment while a member.

(3) In the first and last fiscal years, if a member completes less than 500 hours of employment while a member, the Board of Trustees shall prorate the eligibility service based on the number of hours worked.

[(c)] (D) If a member who is subject to the contributory pension benefit under Subtitle 2, Part II of this title completes less than 500 hours of employment while a member, the Board of Trustees shall prorate the member's eligibility service based on the number of hours worked.