

- (ii) the retiree's average final compensation plus \$5,000;
- (3) the Board of Trustees agrees with the medical board's report; and
- (4) the retiree's allowance has not been temporarily suspended as provided in § 29-115 of this subtitle.

[(b)](C) The Board of Trustees shall reduce the pension of a retiree who has been receiving an ordinary disability retirement allowance for:

- (1) less than 10 years, by \$1 for every \$2 that the retiree's current compensation exceeds the limit under subsection [(a)] (B) of this section; or
- (2) at least 10 years, by \$1 for every \$5 that the retiree's current compensation exceeds the limit under subsection [(a)] (B) of this section.

[(c)](D) The pension to be reduced under this section is the pension at retirement without any cost-of-living adjustment.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2005.

Approved May 26, 2005.

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## CHAPTER 519

### (House Bill 47)

AN ACT concerning

### **Law Enforcement Officers' Pension System - Deferred Retirement Option Program - Eligibility**

FOR the purpose of providing that certain members of the Law Enforcement Officers' Pension System are eligible to participate in the Deferred Retirement Option Program; providing the period of time certain members of the Law Enforcement Officers' Pension System may participate in the Deferred Retirement Option Program; requiring that certain members of the Law Enforcement Officers' Pension System complete and submit certain forms to the Board of Trustees for the State Retirement and Pension System; ~~providing that the period of time certain members of the Law Enforcement Officers' Pension System may participate in the Deferred Retirement Option Program be applied retroactively either retroactively or prospectively; requiring the Board of Trustees for the State Retirement and Pension System to calculate the normal service retirement allowance for certain members of the Law Enforcement Officers' Pension System as of a certain date; requiring the Board of Trustees for the State Retirement and Pension System to make certain adjustments to the normal service retirement allowance for certain members of the Law Enforcement Officers' Pension System; requiring certain members of the Law Enforcement Officers' Pension System to forfeit certain creditable and eligibility~~