

1. THE SCHOOL AND SCHOOL SYSTEM WHERE EACH INDIVIDUAL WAS REHIRED; AND

2. WHETHER THE SCHOOL:

A. WAS NOT MAKING ADEQUATE YEARLY PROGRESS OR WAS A SCHOOL IN NEED OF IMPROVEMENT AS DEFINED UNDER THE FEDERAL NO CHILD LEFT BEHIND ACT OF 2001 AND AS IMPLEMENTED BY THE STATE DEPARTMENT OF EDUCATION;

B. WAS RECEIVING FUNDS UNDER TITLE 1 OF THE FEDERAL NO CHILD LEFT BEHIND ACT OF 2001; OR

C. PROVIDED AN ALTERNATIVE EDUCATION PROGRAM FOR ADJUDICATED YOUTHS OR STUDENTS WHO HAVE BEEN EXPELLED, SUSPENDED, OR IDENTIFIED FOR SUSPENSION OR EXPULSION FROM A PUBLIC SCHOOL;

(III) THE ORIGINAL DATE OF REHIRE FOR EACH INDIVIDUAL;

3. (IV) THE SUBJECT MATTER TAUGHT BY EACH INDIVIDUAL; AND

4. (V) THE ANNUAL SALARY OF EACH INDIVIDUAL.

(D) AN INDIVIDUAL WHO IS REHIRED UNDER THIS SECTION MAY NOT BE REHIRED WITHIN 45 DAYS OF THE DATE THE INDIVIDUAL RETIRED IF:

(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.

[(c)] (E) An individual who is receiving a service retirement allowance or a vested allowance and who is reemployed by a participating employer may not receive creditable service or eligibility service during the period of reemployment.

[(d)] (F) The individual's compensation during the period of reemployment may not be subject to the employer pickup provisions of § 21-303 of this article or any reduction or deduction as a member contribution for pension or retirement purposes.

[(e)] (G) The State Retirement Agency shall institute appropriate reporting procedures with the affected payroll systems to ensure compliance with this section.