

THE BENEFICIARY'S service as a member, provided [his] THE pension upon such subsequent retirement shall not exceed the pension [he] THE BENEFICIARY was receiving prior to restoration plus such pension as may have accrued on account of [his] membership service after restoration. The payment of all such pensions and the continued payment of such pensions shall be contingent on the payment annually by the State of Maryland of the additional amount so required to meet the current disbursements of such pensions.

[(b) This subsection does not apply to:

(i) An official initially elected or initially appointed on or after July 1, 1982;

(ii) A member promoted to an unclassified position on or after July 1, 1982; or

(iii) A member whose tenure is terminated by an act of the General Assembly on or after July 1, 1982.]

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(13) [(a) Notwithstanding any other provision in this subtitle, if a member of this pension system has been or is appointed or elected to any State office, or promoted by an express appointment by the appointing authority with the express concurrence of the Secretary of Personnel, to any position within the State government that is not a part of the classified service and is not covered by Article 64A of the Code, for a fixed or indefinite term and is not continued in office after serving in that position for a period of 1 year, reappointed or reelected, and if the termination of employment was involuntary, except for officials elected or appointed prior to July 22, 1981, as determined by the Secretary of Personnel, after he has completed 16 years of creditable service, regardless of age, the member instead of withdrawing his accumulated contributions, may elect to be paid an unreduced service allowance. If a member of this pension system vacates his position because of the termination of his tenure by act of the General Assembly after the member has 20 years of creditable service, regardless of age, he may elect to receive the allowance for service retirement instead of withdrawing his accumulated contributions.]

(A) IN THIS SUBSECTION, "APPOINTED OFFICIAL" MEANS AN INDIVIDUAL APPOINTED TO A PUBLIC OFFICE OF THE STATE WHO MEETS THE LEGAL CRITERIA FOR AN APPOINTED OFFICIAL AS DETERMINED BY THE OFFICE OF THE ATTORNEY GENERAL.

(B) A MEMBER OF THIS PENSION SYSTEM WHO QUALIFIES UNDER PARAGRAPH (C) OF THIS SUBSECTION SHALL BE PAID AN UNREDUCED SERVICE ALLOWANCE, REGARDLESS OF AGE, IF THE MEMBER: