

(5) The pension reduction required under paragraph (2) of this subsection and allowed under paragraph (3) of this subsection does not apply to ~~fan~~:

~~(f) AN accidental disability retiree; OR RETIREE.~~

~~(H) A RETIREE WHO HAS BEEN RECEIVING AN ORDINARY DISABILITY RETIREMENT ALLOWANCE FOR AT LEAST 10 YEARS.~~

(6) FOR A RETIREE WHO HAS BEEN RECEIVING AN ORDINARY DISABILITY RETIREMENT ALLOWANCE FOR AT LEAST 10 YEARS, THE AMOUNT OF THE PENSION REDUCTION REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION AND ALLOWED UNDER PARAGRAPH (3) OF THIS SUBSECTION SHALL BE ONE DOLLAR FOR EVERY FIVE DOLLARS BY WHICH THE RETIREE'S CURRENT COMPENSATION EXCEEDS THE LIMITATION PROVIDED UNDER THIS PARAGRAPH.

~~(6)~~ (7) A retiree restored to active service at a salary less than the average final compensation upon the basis of which the retiree was retired may not become a member of the retirement system until the retiree's salary is at least equal to that average final compensation.

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(c) (2) (i) In this paragraph, "retirement allowance" means the allowance payable without optional modification as provided in § 4-409 of this subtitle.

(ii) If the medical board reports and certifies to the Board of Trustees that any ordinary disability retiree under the age of 62 is engaged in or is able to engage in a gainful occupation paying more than the difference between the retiree's retirement allowance at the time of retirement and the retiree's average final compensation plus \$5,000 and if the Board of Trustees concurs in the report, then the amount of the pension shall be reduced.

(iii) If the ordinary disability retiree's earning capacity is later changed, the amount of the pension may be further modified, provided that the new pension may not exceed the amount of the pension originally granted.

(iv) ~~The~~ EXCEPT AS PROVIDED IN SUBPARAGRAPH (VI) OF THIS PARAGRAPH, THE amount of the pension reduction required under subparagraph (ii) of this paragraph and allowed under subparagraph (iii) of this paragraph shall be one dollar for every two dollars by which the retiree's current compensation exceeds the limitation provided under this paragraph.

(v) The pension reduction required under subparagraph (ii) of this paragraph and allowed under subparagraph (iii) of this paragraph does not apply to ~~fan~~:

~~1 AN accidental disability retiree; OR RETIREE.~~

~~2 A RETIREE WHO HAS BEEN RECEIVING AN ORDINARY DISABILITY RETIREMENT ALLOWANCE FOR AT LEAST 10 YEARS.~~

(VI) FOR A RETIREE WHO HAS BEEN RECEIVING AN ORDINARY DISABILITY RETIREMENT ALLOWANCE FOR AT LEAST 10 YEARS, THE AMOUNT OF THE PENSION REDUCTION REQUIRED UNDER SUBPARAGRAPH (II) OF THIS