

(ii) If the medical board reports and certifies to the Board of Trustees that any ordinary disability retiree under the age of 50 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 retiree's 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 ~~fa~~

1. ~~A special 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 PARAGRAPH AND ALLOWED UNDER SUBPARAGRAPH (III) OF THIS PARAGRAPH SHALL BE ONE DOLLAR FOR EVERY FIVE DOLLARS BY WHICH THE RETIREE'S CURRENT COMPENSATION EXCEEDS THE LIMITATION PROVIDED UNDER THIS PARAGRAPH.

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(f) (1) (i) In this paragraph, "retirement allowance" means the allowance payable without optional modification as provided in § 7-407 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 60 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 retiree's pension shall be reduced.

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