

(I) THE MEMBER IS SEPARATED FROM EMPLOYMENT OTHER THAN BY DEATH OR RETIREMENT; AND

(II) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE MEMBER HAS AT LEAST 5 YEARS OF ELIGIBILITY SERVICE.

(2) A FORMER MEMBER OF THE STATE POLICE RETIREMENT SYSTEM WHO SEPARATED FROM EMPLOYMENT ON OR BEFORE JUNE 30, 1989, MUST HAVE AT LEAST 15 YEARS OF ELIGIBILITY SERVICE TO ELECT A VESTED ALLOWANCE.

(3) A MEMBER IS DEEMED TO HAVE ELECTED A VESTED ALLOWANCE, UNLESS THE MEMBER REQUESTS THE RETURN OF THE ACCUMULATED CONTRIBUTIONS BEFORE MEMBERSHIP ENDS.

(C) TIME OF PAYMENT.

A VESTED ALLOWANCE IS A DEFERRED ALLOWANCE STARTING AT:

(1) NORMAL RETIREMENT AGE FOR MEMBERS OF:

- (I) THE EMPLOYEES' RETIREMENT SYSTEM;
- (II) THE STATE POLICE RETIREMENT SYSTEM; AND
- (III) THE TEACHERS' RETIREMENT SYSTEM;

(2) AGE 55 FOR A MEMBER OF THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM WHO IS A CORRECTIONAL OFFICER IN THE FIRST SIX JOB CLASSIFICATIONS; OR

(3) AGE 60 FOR A MEMBER OF THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM WHO IS A MAXIMUM SECURITY ATTENDANT AT THE CLIFTON T. PERKINS HOSPITAL CENTER.

(D) COMPUTATION; METHOD OF PAYMENT.

A VESTED ALLOWANCE:

(1) IS COMPUTED AS A NORMAL SERVICE RETIREMENT ALLOWANCE ON THE BASIS OF THE FORMER MEMBER'S CREDITABLE SERVICE AND AVERAGE FINAL COMPENSATION AT THE TIME OF SEPARATION FROM EMPLOYMENT; AND

(2) MAY BE PAID IN ONE OF THE OPTIONAL FORMS OF ALLOWANCES UNDER § 21-403 OF THIS ARTICLE.

(E) UNUSED SICK LEAVE.

IF A MEMBER SEPARATED FROM EMPLOYMENT ON OR BEFORE JUNE 30, 1990, UNUSED SICK LEAVE REPORTED BY THE MEMBER'S EMPLOYER AT THE TIME OF SEPARATION FROM EMPLOYMENT IS CREDITABLE SERVICE FOR COMPUTING THE VESTED ALLOWANCE.

(F) RETURN OF CONTRIBUTIONS.