

(14) Notwithstanding any other provision of law, if an employee who qualifies for retirement under paragraph (2) of this section of this Act is separated from employment before becoming eligible for retirement and dies before the effective date of retirement, the employee's designated beneficiary shall have the option of either receiving the death benefit under Title 29, Subtitle 2 of the State Personnel and Pensions Article, including, if the designated beneficiary is eligible for an Option 2 allowance, an Option 2 allowance based on a retirement allowance computed as provided under this Act, or if the employee filed an application for retirement under this Act before the date of death, the retirement benefit based on the retirement allowance computed as provided under this Act that the designated beneficiary would otherwise be entitled to receive in accordance with the member's application for retirement.

SECTION 3. AND BE IT FURTHER ENACTED, That:

(1) A retiree who retires under this Act may not become reemployed in a temporary or contractual position with the State, unless the reemployment is approved by:

(i) The Board of Public Works, for a position not in the Legislative or ~~Judicial~~ Branch of State government; or

~~(ii) The Chief Judge of the Court of Appeals for a position in the Judicial Branch of State government; or~~

~~(iii)~~ (ii) The President of the Senate and Speaker of the House of Delegates, for a position in the Legislative Branch of State government;

(2) If a retiree who retires under this Act is reemployed in a ~~temporary permanent, temporary,~~ or contractual position with a participating employer, in addition to any other reduction in the retiree's retirement allowance required under State law, the retiree's retirement allowance shall be reduced by the amount it exceeds the retirement allowance the retiree would otherwise have received; ~~and~~

~~(3) If a retiree who retires under this Act is reemployed in a permanent position with a participating employer, the retiree may not have any additional service credit received under this Act restored to the retiree's credit.~~

(3) No more than 2% of the total number of employees retiring under this Act may be reemployed in a contractual or temporary position in any branch of State government;

(4) The Board of Public Works may not approve the reemployment in a temporary or contractual position in the Executive Branch of State government of an employee who retires under this Act, if that reemployment would result in more than 2% of the retirees who retired under this Act being reemployed in a temporary or contractual position with the State;

(5) The President of the Senate and the Speaker of the House of Delegates may not approve the reemployment in a temporary or contractual position in the Legislative Branch of State government of an employee who retires under this Act, if that reemployment would result in more than 2% of the retirees who retired under this Act being reemployed in a temporary or contractual position with the State;