

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - State Personnel and Pensions

22-406.

(a) Subject to subsection (b) of this section, an individual who is receiving a service retirement allowance or vested allowance may accept employment with a participating employer on a permanent, temporary, or contractual basis, without any reduction in the allowance, if the individual immediately notifies the Board of Trustees:

- (1) of the individual's intention to accept the employment; and
- (2) of the compensation that the individual will receive.

(b) (1) This subsection does not apply to:

- (i) an individual who has been retired for more than 10 years;
- (ii) an individual whose average final compensation was less than \$10,000 and who is reemployed on a temporary or contractual basis;

(iii) an individual who is serving in an elected position as an official of a participating governmental unit or as a constitutional officer for a county that is a participating governmental unit; [or]

(iv) a retiree of the Teachers' Retirement System:

1. who retired and was reemployed by a participating employer other than the State on or before September 30, 1994; and
2. whose employment compensation does not derive, in whole or in part, from State funds; OR

(V) A RETIREE OF THE TEACHERS' RETIREMENT SYSTEM WHO:

1. IS OR HAS BEEN CERTIFIED TO TEACH IN THE STATE ~~AND~~ WHO;
2. HAS VERIFICATION OF SATISFACTORY OR BETTER PERFORMANCE IN THE LAST ASSIGNMENT PRIOR TO RETIREMENT;
3. BASED ON THE RETIRED TEACHER'S QUALIFICATIONS, HAS BEEN APPOINTED IN ACCORDANCE WITH § 4-103 OF THE EDUCATION ARTICLE;
4. A. RETIRED WITH A NORMAL SERVICE RETIREMENT ALLOWANCE UNDER § 22-401 OF THIS ARTICLE; OR
B. RETIRED WITH AN EARLY SERVICE RETIREMENT ALLOWANCE UNDER § 22-402 OF THIS ARTICLE AND HAS BEEN RETIRED FOR AT LEAST 12 MONTHS; AND
5. SUBJECT TO ITEM 6 OF THIS ITEM IS EMPLOYED AS;