

(B) ON OR BEFORE DECEMBER 31, 2000, A MEMBER MAY ELECT TO PARTICIPATE IN THE LAW ENFORCEMENT OFFICERS' MODIFIED PENSION BENEFIT UNDER PART II OF THIS SUBTITLE BY SUBMITTING AN ELECTION ON A FORM PROVIDED BY THE STATE RETIREMENT AGENCY.

(C) (1) AN ELECTION BY A MEMBER UNDER THIS SECTION IS IRREVOCABLE.

(2) SUBJECT TO § 26-401(A)(2) OF THIS ARTICLE, AN ELECTION BY A MEMBER UNDER THIS SECTION SHALL BE EFFECTIVE ON THE DATE THAT IT IS FILED WITH THE STATE RETIREMENT AGENCY.

(3) THE BOARD OF TRUSTEES MAY NOT ACCEPT AN ELECTION TO PARTICIPATE IN THE LAW ENFORCEMENT OFFICERS' MODIFIED PENSION BENEFIT THAT IS FILED WITH THE STATE RETIREMENT AGENCY AFTER 5 P.M. ON DECEMBER 29, 2000.

26-302.

(a) Subject to subsection (b) AND (C) of this section, a member is entitled to eligibility service for periods of employment while a member of the Law Enforcement Officers' Pension System.

(b) (1) If a member completes at least 500 hours of employment while a member in any fiscal year, the member is entitled to 1 year of eligibility service.

(2) Except in the first and last fiscal years, a member may not receive any eligibility service for a fiscal year in which the member completes less than 500 hours of employment while a member.

(3) In the first and last fiscal years, if a member completes less than 500 hours of employment while a member, the Board of Trustees shall prorate the eligibility service based on the number of hours worked.

(C) IF A MEMBER WHO IS SUBJECT TO THE LAW ENFORCEMENT OFFICERS' MODIFIED PENSION BENEFIT UNDER SUBTITLE 2, PART II OF THIS TITLE COMPLETES LESS THAN 500 HOURS OF EMPLOYMENT WHILE A MEMBER, THE BOARD OF TRUSTEES SHALL PRORATE THE MEMBER'S ELIGIBILITY SERVICE BASED ON THE NUMBER OF HOURS WORKED.

[26-303.

(a) In this section, "break in service" means a period of separation from employment in a fiscal year after the one in which a member first becomes employed, if during that fiscal year the member does not complete more than 350 hours of employment while a member.

(b) A former member is entitled to the eligibility service to which the former member was entitled before the separation from employment if:

(1) the former member has not incurred a break in service;

(2) the former member was entitled to a vested allowance at the time of separation from employment; or