

**THE EMPLOYEES' RETIREMENT SYSTEM OR TEACHERS' RETIREMENT SYSTEM
AFTER APRIL 1, 1998.**

[(c)] (D) (1) A member may [receive] COMBINE THE MEMBER'S PRIOR credit for eligibility service [by completing] WITH THE MEMBER'S CURRENT SERVICE under this section IF THE MEMBER:

(I) COMPLETES a claim for the service credit and [filing] FILES it with the Board of Trustees on the form that the Board of Trustees provides at any time before retirement; AND

(II) DEPOSITS INTO THE ANNUITY SAVINGS FUND THE MEMBER CONTRIBUTIONS, IF ANY, THAT WOULD HAVE BEEN DUE IF THE MEMBER HAD EARNED THE PRIOR SERVICE IN THE SAME PART OF THE EMPLOYEES' PENSION SYSTEM OR TEACHERS' PENSION SYSTEM IN WHICH THE MEMBER IS CURRENTLY ENROLLED, PLUS REGULAR INTEREST ON THE CONTRIBUTIONS.

(2) When a member [receives] COMBINES credit for eligibility service under [subsection (b) of] this section [from another system], the member has no further rights in the [other] PRIOR system.

(3) SUBJECT TO § 414(H)(2) OF THE INTERNAL REVENUE CODE, AN INDIVIDUAL'S ACCUMULATED CONTRIBUTIONS IN EXCESS OF THE AMOUNT DETERMINED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE REFUNDED ON REQUEST.

[(d)] (E) If a member withdrew the member's accumulated contributions after the prior separation from employment, the member shall:

(1) redeposit any of the amounts withdrawn with regular interest to the date of redeposit; or

(2) on retirement, the individual's retirement allowance shall be reduced by the actuarial equivalent of the accumulated contributions withdrawn with regular interest to the date of retirement.

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A member is entitled to eligibility service that equals:

(1) the member's service credit transferred from a retirement or pension system under Title 37 of this article;