

~~(A) THIS SECTION DOES NOT APPLY TO ANY COMPANY THAT HAS CEASED SCRUTINIZED ACTIVE BUSINESS OPERATIONS.~~

~~(B) THE BOARD OF TRUSTEES MAY CEASE DIVESTING FROM SCRUTINIZED COMPANIES AND BEGIN REINVESTING IN THESE COMPANIES ONLY IF CLEAR AND CONVINCING EVIDENCE SHOWS THAT THE VALUE FOR ALL ASSETS UNDER MANAGEMENT BY THE BOARD OF TRUSTEES BECOMES EQUAL TO OR LESS THAN 90.50% OF THE VALUE OF ALL ASSETS UNDER MANAGEMENT BY THE BOARD OF TRUSTEES, ASSUMING NO DIVESTMENT FOR ANY COMPANY HAS OCCURRED.~~

~~(C) (1) FOR ANY CESSATION OF DIVESTMENT, REINVESTMENT, AND SUBSEQUENT ONGOING INVESTMENT AUTHORIZED BY THIS SECTION, THE BOARD OF TRUSTEES SHALL SUBMIT A REPORT TO THE CHAIR OF THE JOINT COMMITTEE ON PENSIONS IN ADVANCE OF INITIAL REINVESTMENT, THE REASONS AND JUSTIFICATION, SUPPORTED BY CLEAR AND CONVINCING EVIDENCE, FOR ITS DECISIONS TO CEASE DIVESTMENT, REINVEST, OR REMAIN INVESTED IN COMPANIES WITH SCRUTINIZED ACTIVE BUSINESS OPERATIONS.~~

~~(2) THE REPORT SUBMITTED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE UPDATED EVERY 6 MONTHS.~~

21-123.1.

(A) (1) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "COMPANY" MEANS ANY CORPORATION, UTILITY, PARTNERSHIP, JOINT VENTURE, FRANCHISOR, FRANCHISEE, TRUST, ENTITY INVESTMENT VEHICLE, FINANCIAL INSTITUTION OR ITS WHOLLY OWNED SUBSIDIARY.

(3) (I) "ACTIVELY MANAGED SEPARATE ACCOUNTS" MEANS THE ACCOUNTS OF THE SEVERAL SYSTEMS THAT ARE ACTIVELY MANAGED AT THE DIRECTION OF THE BOARD OF TRUSTEES AND HELD IN SEPARATE ACCOUNTS.

(II) "ACTIVELY MANAGED SEPARATE ACCOUNTS" DOES NOT MEAN INDEXED FUNDS, PRIVATE EQUITY FUNDS, REAL ESTATE FUNDS, OR OTHER COMMINGLED OR PASSIVELY MANAGED FUNDS.