

(II) HAS BEEN IN THE UNCLASSIFIED SERVICE OF THE STATE CONTINUOUSLY FROM JUNE 30, 1982 UNTIL THE TIME OF TERMINATION OF EMPLOYMENT; AND

(III) THE TERMINATION OF EMPLOYMENT IS INVOLUNTARY, AS CERTIFIED BY THE SECRETARY OF PERSONNEL.

(D) IF A RETIREE WHO RETIRES AS AN ELECTED OR APPOINTED OFFICIAL UNDER THIS SECTION IS APPOINTED OR ELECTED TO ANY OFFICE, THE SALARY OR COMPENSATION OF WHICH IS PAID BY THE STATE, THE RETIREE'S RETIREMENT ALLOWANCE SHALL CEASE, AND THE RETIREE MAY AGAIN BECOME A MEMBER OF THE RETIREMENT SYSTEM AND SHALL CONTRIBUTE THEREAFTER AT THE SAME RATE THE RETIREE PAID PRIOR TO RETIREMENT. ANY PREVIOUS CREDIT ON THE BASIS OF WHICH THE RETIREE'S SERVICE WAS COMPUTED AT THE TIME OF RETIREMENT SHALL BE RESTORED TO FULL FORCE AND EFFECT, AND, IN ADDITION, UPON SUBSEQUENT RETIREMENT THE RETIREE SHALL BE CREDITED WITH ALL THE RETIREE'S SERVICE AS A MEMBER, PROVIDED THE PENSION UPON SUBSEQUENT RETIREMENT SHALL NOT EXCEED THE PENSION THE RETIREE WAS RECEIVING PRIOR TO RESTORATION PLUS SUCH PENSION AS MAY HAVE ACCRUED ON ACCOUNT OF MEMBERSHIP SERVICE AFTER RESTORATION.

COMMITTEE NOTE: This section formerly appeared as Art. 73B, § 11(12).

The last sentence of subsection (d) is deleted as obsolete.

The only other changes are stylistic or technical.

2-409. GOVERNOR AND SURVIVING SPOUSE OF GOVERNOR.

(A) A GOVERNOR WHO HAS SERVED AT LEAST ONE FULL TERM OF OFFICE OR MORE PRIOR TO JANUARY 17, 1979, MAY RETIRE IMMEDIATELY UPON LEAVING OFFICE. THE GOVERNOR SHALL RECEIVE AN ANNUAL RETIREMENT ALLOWANCE OR PENSION OF \$12,500 UNDER THIS SECTION WHICH SHALL BE ADJUSTED FROM YEAR TO YEAR FOR COST OF LIVING CHANGES IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN § 2-414 OF THIS ARTICLE. THIS RETIREMENT ALLOWANCE OR PENSION SHALL BE SUSPENDED AND NOT PAID DURING ANY PERIOD WHEN THE FORMER GOVERNOR IS EMPLOYED BY ANY AGENCY OF THE STATE OF MARYLAND. FOLLOWING THE GOVERNOR'S DEATH, THE GOVERNOR'S SURVIVING SPOUSE SHALL RECEIVE AN ALLOWANCE WHICH IS EQUAL TO ONE HALF THE RETIREMENT ALLOWANCE WHICH THE FORMER GOVERNOR WOULD HAVE BEEN ENTITLED TO RECEIVE FROM TIME TO TIME UNDER THIS SECTION INCLUDING THE COST-OF-LIVING ADJUSTMENTS.

(B) RETIREMENT ALLOWANCES AND BENEFITS FOR PERSONS SERVING IN THE OFFICE OF GOVERNOR AFTER JANUARY 17, 1979, AND THEIR SPOUSES SHALL BE PAYABLE IN ACCORDANCE WITH THIS