

(V) THE PENSION REDUCTION REQUIRED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH AND ALLOWED UNDER SUBPARAGRAPH (III) OF THIS PARAGRAPH DOES NOT APPLY TO AN ACCIDENTAL DISABILITY RETIREE.

(VI) A RETIREE RESTORED TO ACTIVE SERVICE AT A SALARY LESS THAN THE AVERAGE FINAL COMPENSATION UPON THE BASIS OF WHICH THE RETIREE WAS RETIRED SHALL NOT BECOME A MEMBER OF THE RETIREMENT SYSTEM UNTIL THE SALARY IS AT LEAST EQUAL TO SUCH AVERAGE FINAL COMPENSATION.

(3) IF A DISABILITY RETIREE UNDER THE AGE OF 62 IS RESTORED TO ACTIVE SERVICE AND IF THE ANNUAL COMPENSATION THEN OR AT ANY TIME BEFORE THE RETIREE BECOMES 62 YEARS OLD IS EQUAL TO OR GREATER THAN THE AVERAGE FINAL COMPENSATION AT RETIREMENT, THE RETIREE'S ALLOWANCE SHALL CEASE, AND THE RETIREE SHALL BECOME A MEMBER OF THIS PENSION SYSTEM AGAIN. NOTWITHSTANDING THE PROVISIONS OF § 4-301(E) OF THIS TITLE, ALL ELIGIBILITY AND CREDITABLE SERVICE PREVIOUSLY EARNED SHALL BE RESTORED. IN ADDITION, ON SUBSEQUENT RETIREMENT, THE RESTORED MEMBER SHALL BE CREDITED WITH ALL THE SERVICE AS A MEMBER CREDITABLE TO THE MEMBER AT THE TIME OF RETIREMENT. HOWEVER, IF THE RETIREE IS RESTORED TO MEMBERSHIP AFTER ATTAINING AGE 50, THE PENSION ON SUBSEQUENT RETIREMENT MAY NOT EXCEED THE SUM OF THE PENSION THAT THE RESTORED MEMBER WAS RECEIVING IMMEDIATELY BEFORE THE LAST RESTORATION TO MEMBERSHIP AND THE PENSION THAT MAY HAVE ACCRUED AS A NEW MEMBER ON ACCOUNT OF SERVICE SINCE THE LAST RESTORATION TO MEMBERSHIP.

(4) A PERSON WHO RETIRES ON OR AFTER JULY 1, 1982, AND IS RECEIVING DISABILITY BENEFITS SHALL PROVIDE MEDICAL AND EARNINGS INFORMATION ON AN ANNUAL BASIS AS THE BOARD OF TRUSTEES MAY REQUEST. IF THE PERSON REFUSES TO SUBMIT THE INFORMATION REQUESTED BY THE BOARD, THE PERSON'S RETIREMENT ALLOWANCE SHALL BE SUSPENDED FOR THE PERIOD OF REFUSAL.

(D) (1) THE BOARD OF TRUSTEES MAY ACCEPT AN APPLICATION FOR ORDINARY OR ACCIDENTAL DISABILITY RETIREMENT FROM A FORMER MEMBER IF:

(I) THE FORMER MEMBER PROVES TO THE SATISFACTION OF THE MEDICAL BOARD THAT FAILURE TO MAKE APPLICATION WHILE A MEMBER WAS ATTRIBUTABLE SOLELY TO PHYSICAL OR MENTAL INCAPACITY DURING THE FILING PERIOD; AND

(II) THE APPLICATION IS FILED NOT MORE THAN 36 MONTHS AFTER THE MONTH IN WHICH MEMBERSHIP TERMINATED.