

(2) ELECTS TO HAVE THE MEMBER'S ACCUMULATED CONTRIBUTIONS PAID AS AN ANNUITY OF EQUIVALENT ACTUARIAL VALUE INSTEAD OF WITHDRAWING THE ACCUMULATED CONTRIBUTIONS.

(C) A MEMBER QUALIFIES FOR A PENSION UNDER PARAGRAPH (B) OF THIS SUBSECTION IF THE MEMBER:

(1) (I) IS AN ELECTED OR APPOINTED OFFICIAL OF THE STATE AT THE TIME OF APPLICATION FOR RETIREMENT; AND

(II) WAS INITIALLY AN ELECTED OR APPOINTED OFFICIAL OF THE STATE BEFORE JULY 22, 1981;

(2) (I) IS AN ELECTED OR APPOINTED OFFICIAL OF THE STATE AT THE TIME OF TERMINATION OF SERVICE;

(II) WAS INITIALLY AN ELECTED OR APPOINTED OFFICIAL OF THE STATE DURING THE PERIOD FROM JULY 22, 1981 THROUGH JUNE 30, 1982, BOTH INCLUSIVE; AND

(III) THE TERMINATION OF SERVICE IS INVOLUNTARY, AS CERTIFIED BY THE SECRETARY OF PERSONNEL; OR

(3) (I) WAS PROMOTED TO AN UNCLASSIFIED POSITION ON OR BEFORE JUNE 30, 1982;

(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 SUBSECTION IS APPOINTED OR ELECTED TO ANY OFFICE AND THE SALARY OR COMPENSATION IS PAID BY THE STATE, THE RETIREMENT ALLOWANCE SHALL CEASE, THE RETIREE MAY BECOME A MEMBER OF THIS PENSION SYSTEM AGAIN, AND THE RETIREE SHALL CONTRIBUTE IN ACCORDANCE WITH THIS SUBTITLE. ANY CREDITABLE SERVICE AT THE TIME OF RETIREMENT SHALL BE RESTORED, AND IN ADDITION, ON SUBSEQUENT RETIREMENT THE RETIREE SHALL BE CREDITED WITH ALL SERVICE AS A MEMBER, IF THE ALLOWANCE ON THE SUBSEQUENT RETIREMENT DOES NOT EXCEED THE ALLOWANCE RECEIVED BEFORE RESTORATION PLUS THE ALLOWANCE THAT HAS ACCRUED ON ACCOUNT OF CREDITABLE SERVICE EARNED AFTER RESTORATION.

COMMITTEE NOTE: This section formerly appeared as Art. 73B, § 117(13).

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