

(III) IF THE ORDINARY DISABILITY RETIREE'S EARNING CAPACITY IS LATER CHANGED, THE AMOUNT OF THE RETIREE'S PENSION MAY BE FURTHER MODIFIED, PROVIDED THAT THE NEW PENSION MAY NOT EXCEED THE AMOUNT OF THE PENSION ORIGINALLY GRANTED.

(IV) THE AMOUNT OF THE PENSION REDUCTION REQUIRED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH AND ALLOWED UNDER SUBPARAGRAPH (III) OF THIS PARAGRAPH SHALL BE ONE DOLLAR FOR EVERY TWO DOLLARS BY WHICH THE RETIREE'S CURRENT COMPENSATION EXCEEDS THE LIMITATION PROVIDED UNDER THIS PARAGRAPH.

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

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

(3) IF A DISABILITY RETIREE UNDER THE AGE OF 50 IS RESTORED TO ACTIVE SERVICE AND IF THE RETIREE'S ANNUAL COMPENSATION THEN OR AT ANY TIME PRIOR TO THE AGE OF 50 IS EQUAL TO OR GREATER THAN THE RETIREE'S AVERAGE FINAL COMPENSATION AT RETIREMENT, THE RETIREMENT ALLOWANCE SHALL CEASE, THE RETIREE SHALL AGAIN BECOME A MEMBER OF THE RETIREMENT SYSTEM, AND SHALL CONTRIBUTE THEREAFTER AT THE RATE APPLICABLE TO THE AGE AT WHICH THE RETIREE PAID PRIOR TO DISABILITY.

COMMITTEE NOTE: Subsections (e), (f), and (g) of this section formerly appeared as Art. 88B, § 53(g).

The last sentence of former Art. 88B, § 53(g)(4) is deleted as obsolete.

(G) 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.

COMMITTEE NOTE: This subsection formerly appeared as Art. 88B, § 53(i).