

7-402. MANDATORY RETIREMENT.

RETIREMENT FOR A CORRECTIONAL OFFICER IN THE FIRST 6 JOB CLASSIFICATIONS OR A SECURITY ATTENDANT AT CLIFTON T. PERKINS HOSPITAL CENTER IS MANDATORY WHEN THE PERSON IS 62 YEARS OLD. HOWEVER, YEAR-TO-YEAR EXTENSIONS MAY BE PERMITTED BEYOND AGE 62 WITH THE APPROVAL OF:

(1) THE COMMISSIONER OF CORRECTION FOR CORRECTIONAL OFFICERS OF THE DIVISION OF CORRECTION;

(2) THE DIRECTOR OF PATUXENT INSTITUTION FOR CORRECTIONAL OFFICERS OF THAT INSTITUTION; AND

(3) THE SECRETARY OF HEALTH AND MENTAL HYGIENE FOR MAXIMUM SECURITY ATTENDANTS AT CLIFTON T. PERKINS HOSPITAL CENTER.

COMMITTEE NOTE: This section formerly appeared as Art. 73B, § 156(a)(2).

In this section and throughout this title the term "security attendant" is substituted for "maximum security attendant" to reflect the actual term used for the positions.

The only other changes are stylistic or technical.

7-403. EFFECT OF LATE FILING OF APPLICATION.

A FORMER MEMBER WHO FAILS TO SUBMIT A WRITTEN APPLICATION BEFORE TERMINATION OF MEMBERSHIP IN THE SYSTEM IS RETIRED WITHOUT RETROACTIVE PAYMENTS ON THE FIRST DAY OF THE MONTH FOLLOWING RECEIPT OF A WRITTEN APPLICATION BY THE BOARD OF TRUSTEES IF THE FORMER MEMBER:

(1) IS OTHERWISE ELIGIBLE FOR A SERVICE RETIREMENT ALLOWANCE UNDER § 7-401 OF THIS SUBTITLE; AND

(2) HAS NOT WITHDRAWN ACCUMULATED CONTRIBUTIONS ATTRIBUTABLE TO THE FORMER MEMBER.

COMMITTEE NOTE: This section is new language that is derived from the revised provision concerning the effect of late filing of an application for the Employees' Retirement System under § 2-403 of this article.

The addition of this section is based on an administrative interpretation of former § 156(e) that the provisions of the Employees' Retirement System on the effect of late filing an application apply to this retirement system.

The only difference is the cross-reference.