

# HOUSE BILL 371

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CF SB 367

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By: **Delegate Cluster**

Introduced and read first time: February 1, 2012

Assigned to: Appropriations

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## A BILL ENTITLED

1 AN ACT concerning

2 **State Retirement and Pension System – Transfer of Service Credit**

3 FOR the purpose of providing that certain members of the Employees' Pension System  
4 may transfer certain service credit from the State Contributory Law  
5 Enforcement Officers' Modified Pension Benefit in a certain manner; providing  
6 that certain members of the Employees' Pension System who transfer certain  
7 service credit from the State Contributory Law Enforcement Officers' Modified  
8 Pension Benefit are not responsible for the payment of certain contributions and  
9 interest for certain creditable service during a certain period of time and  
10 requiring the members to complete and file certain forms with the Board of  
11 Trustees of the State Retirement and Pension System by a certain date;  
12 defining a certain term; providing for the termination of this Act; and generally  
13 relating to the transfer of service credit for members of the Employees' Pension  
14 System.

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
16 MARYLAND, That:

17 (a) In this section, "State Contributory Law Enforcement Officers' Modified  
18 Pension Benefit" means the part of the Law Enforcement Officers' Modified Pension  
19 Benefit of the State of Maryland that provides a contributory pension benefit under  
20 Title 26, Subtitle 2, Part II of the State Personnel and Pensions Article.

21 (b) This section applies to an individual who:

22 (1) on or after July 1, 1983, was employed in a law enforcement  
23 position by the Maryland Transportation Authority and was a member of the State  
24 Contributory Law Enforcement Officers' Modified Pension Benefit;

25 (2) on or after September 1999, ceased employment in a law  
26 enforcement position with the Maryland Transportation Authority with more than 16

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 years of service credit in the State Contributory Law Enforcement Officers' Modified  
2 Pension Benefit;

3 (3) beginning on or after December 1, 1999, was employed in a nonlaw  
4 enforcement position by the Maryland Transportation Authority and was a member of  
5 the Employees' Pension System under Title 23 of the State Personnel and Pensions  
6 Article; and

7 (4) at the time the individual began employment in a nonlaw  
8 enforcement position with the Maryland Transportation Authority and became a  
9 member of the Employees' Pension System, was ineligible to transfer the years of  
10 service credit in the State Contributory Law Enforcement Officers' Modified Pension  
11 Benefit to the Employees' Pension System according to the provisions of Title 37 of the  
12 State Personnel and Pensions Article.

13 (c) (1) An individual described in subsection (b) of this section may elect  
14 to transfer to the Employees' Pension System the years of service credit the individual  
15 accrued in the State Contributory Law Enforcement Officers' Modified Pension Benefit  
16 prior to joining the Employees' Pension System.

17 (2) Notwithstanding the provisions of Title 37 of the State Personnel  
18 and Pensions Article, an individual who elects to transfer service credit under  
19 paragraph (1) of this subsection is not responsible for payment to the Employees'  
20 Pension System of any employer or employee contributions or interest on any  
21 employer or employee contributions for the portion of the individual's creditable  
22 service from June 30, 1998, through September 30, 1999.

23 (d) To transfer service credit under subsection (c) of this section, an  
24 individual shall complete a claim to transfer the service credit on a form provided by  
25 the Board of Trustees for the State Retirement and Pension System and file it with the  
26 Board of Trustees on or before December 31, 2012.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
28 July 1, 2012. It shall remain effective for a period of 6 months and, at the end of  
29 December 31, 2012, with no further action required by the General Assembly, this Act  
30 shall be abrogated and of no further force and effect.