

# SENATE BILL 402

P6

EMERGENCY BILL

2lr0157  
CF HB 417

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By: **The President (By Request – Administration) and Senators Bailey, Carozza, Cassilly, Corderman, Eckardt, Edwards, Elfreth, Gallion, Hershey, Hester, Jennings, Ready, Salling, Simonaire, and West**

Introduced and read first time: January 24, 2022

Assigned to: Budget and Taxation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Employees' Retirement and Pension Systems – Reemployment Earnings**  
3 **Limitation – COVID–19 Exemption**

4 FOR the purpose of exempting certain retirees of the Employees' Retirement and Pension  
5 Systems from a certain earnings limitation when the retiree is reemployed by certain  
6 previous employers for a certain time period to assist with the administration of  
7 certain grants or benefits related to the COVID–19 pandemic; providing for the  
8 retroactive application of this Act; and generally relating to a reemployment  
9 earnings limitation in the Employees' Retirement and Pension Systems.

10 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
11 That:

12 (a) Except for individuals whose retirement allowance is subject to a reduction as  
13 provided under § 22–406(c)(1)(iii) and (3) or § 23–407(c)(1)(iii) and (3) of the State Personnel  
14 and Pensions Article, the reduction of a retirement allowance under § 22–406 or § 23–407  
15 of the State Personnel and Pensions Article does not apply to:

16 (1) an individual who was previously employed by the Maryland  
17 Department of Health, retired, and is rehired by the Maryland Department of Health for a  
18 period not to exceed 3 years to assist in the administration of federally funded grants  
19 related to the Coronavirus Disease 2019 (COVID–19) pandemic; and

20 (2) an individual who was previously employed by the Maryland  
21 Department of Labor, retired, and is rehired by the Maryland Department of Labor for a  
22 period not to exceed 3 years within the Division of Unemployment Insurance to assist with  
23 the administration of benefits related to the COVID–19 pandemic.

24 (b) The provisions of subsection (a) of this section shall be construed to apply

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 retroactively to January 1, 2020.

2           SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency  
3 measure, is necessary for the immediate preservation of the public health or safety, has  
4 been passed by a yea and nay vote supported by three-fifths of all the members elected to  
5 each of the two Houses of the General Assembly, and shall take effect from the date it is  
6 enacted. It shall remain effective through December 31, 2022, and, at the end of December  
7 31, 2022, this Act, with no further action required by the General Assembly, shall be  
8 abrogated and of no further force and effect.