

SENATE BILL 402

P6

EMERGENCY BILL

2lr0157
CF HB 417

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

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 25, 2022

CHAPTER _____

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~~ State of Maryland, retired, and is rehired by the Maryland
18 Department of Health for a period not to exceed 3 years to:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (i) assist in the administration of federally funded grants related to
2 the Coronavirus Disease 2019 (COVID–19) pandemic; or

3 (ii) work, as a member of the COVID Unified Command, on projects
4 directly related to COVID–19 staffing support or contact tracing; and

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

9 (b) The provisions of subsection (a) of this section shall be construed to apply
10 retroactively to January 1, 2020.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
12 measure, is necessary for the immediate preservation of the public health or safety, has
13 been passed by a ye and nay vote supported by three–fifths of all the members elected to
14 each of the two Houses of the General Assembly, and shall take effect from the date it is
15 enacted. It shall remain effective through December 31, 2022, and, at the end of December
16 31, 2022, this Act, with no further action required by the General Assembly, shall be
17 abrogated and of no further force and effect.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.