

SENATE BILL 82

P6
HB 1476/22 – JUD

(PRE-FILED)

3lr0632
CF HB 10

By: **Senator Mautz**

Requested: October 27, 2022

Introduced and read first time: January 11, 2023

Assigned to: Budget and Taxation

Committee Report: Favorable

Senate action: Adopted

Read second time: March 3, 2023

CHAPTER _____

1 AN ACT concerning

2 **Correctional Officers' Retirement System – Talbot County**

3 FOR the purpose of requiring membership in the Correctional Officers' Retirement System
4 for certain local detention center officers of Talbot County in the event Talbot County
5 becomes a participating governmental unit in the Correctional Officers' Retirement
6 System; providing that certain local detention center officers who join the
7 Correctional Officers' Retirement System and receive certain service credit shall no
8 longer be members of the Employees' Pension System; and generally relating to
9 Talbot County's participation in the Correctional Officers' Retirement System.

10 BY adding to

11 Article – State Personnel and Pensions

12 Section 31–2B–08

13 Annotated Code of Maryland

14 (2015 Replacement Volume and 2022 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
16 That the Laws of Maryland read as follows:

17 **Article – State Personnel and Pensions**

18 **31–2B–08.**

19 **(A) THIS SECTION APPLIES TO AN INDIVIDUAL WHO IS A LOCAL DETENTION**

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 CENTER OFFICER OF TALBOT COUNTY BEFORE THE EFFECTIVE DATE AND WHO
2 REMAINS A LOCAL DETENTION CENTER OFFICER OF TALBOT COUNTY THROUGH
3 THE EFFECTIVE DATE.

4 (B) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IF TALBOT
5 COUNTY BECOMES A PARTICIPATING GOVERNMENTAL UNIT IN THE CORRECTIONAL
6 OFFICERS' RETIREMENT SYSTEM, MEMBERSHIP IN THE CORRECTIONAL OFFICERS'
7 RETIREMENT SYSTEM IS MANDATORY FOR AN INDIVIDUAL DESCRIBED UNDER
8 SUBSECTION (A) OF THIS SECTION.

9 (C) IF TALBOT COUNTY COMMENCES PARTICIPATION IN THE
10 CORRECTIONAL OFFICERS' RETIREMENT SYSTEM IN ACCORDANCE WITH
11 SUBSECTION (B) OF THIS SECTION, AN INDIVIDUAL DESCRIBED UNDER SUBSECTION
12 (A) OF THIS SECTION IS ENTITLED TO ELIGIBILITY SERVICE AND CREDITABLE
13 SERVICE IN THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM FOR
14 EMPLOYMENT WITH TALBOT COUNTY BEFORE THE EFFECTIVE DATE.

15 (D) ON JOINING THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM
16 AND RECEIVING SERVICE CREDIT AS PROVIDED UNDER SUBSECTION (C) OF THIS
17 SECTION, AN INDIVIDUAL DESCRIBED UNDER SUBSECTION (A) OF THIS SECTION
18 SHALL:

19 (1) NO LONGER BE A MEMBER OF THE EMPLOYEES' PENSION
20 SYSTEM; AND

21 (2) HAVE NO FURTHER RIGHTS TO ANY BENEFIT IN THE EMPLOYEES'
22 PENSION SYSTEM.

23 (E) THE TRANSFER OF CREDITABLE SERVICE FOR AN INDIVIDUAL
24 DESCRIBED IN SUBSECTION (A) OF THIS SECTION WHO IS A MEMBER OF THE
25 EMPLOYEES' PENSION SYSTEM THROUGH THE EFFECTIVE DATE, AND WHO
26 TRANSFERS TO THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM UNDER THIS
27 SECTION, IS NOT GOVERNED BY TITLE 37 OF THIS ARTICLE.

28 (F) IF TALBOT COUNTY BECOMES A PARTICIPATING GOVERNMENTAL UNIT
29 IN THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM, § 31-2B-05(C) OF THIS
30 SUBTITLE SHALL GOVERN THE TRANSFER AND CREDITING OF ASSETS ON THE
31 EFFECTIVE DATE.

32 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
33 1, 2023.