

Chapter 74

**(House Bill 10)**

AN ACT concerning

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

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

BY adding to

Article – State Personnel and Pensions  
Section 31–2B–08  
Annotated Code of Maryland  
(2015 Replacement Volume and 2022 Supplement)

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

**Article – State Personnel and Pensions**

**31–2B–08.**

**(A) THIS SECTION APPLIES TO AN INDIVIDUAL WHO IS A LOCAL DETENTION CENTER OFFICER OF TALBOT COUNTY BEFORE THE EFFECTIVE DATE AND WHO REMAINS A LOCAL DETENTION CENTER OFFICER OF TALBOT COUNTY THROUGH THE EFFECTIVE DATE.**

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

**(C) IF TALBOT COUNTY COMMENCES PARTICIPATION IN THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM IN ACCORDANCE WITH SUBSECTION (B) OF THIS SECTION, AN INDIVIDUAL DESCRIBED UNDER SUBSECTION (A) OF THIS SECTION IS ENTITLED TO ELIGIBILITY SERVICE AND CREDITABLE SERVICE IN THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM FOR**

**EMPLOYMENT WITH TALBOT COUNTY BEFORE THE EFFECTIVE DATE.**

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

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

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

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

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

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

**Approved by the Governor, April 11, 2023.**