

# SENATE BILL 473

K4

6lr1619  
CF HB 582

---

By: **Senator Peters (Chair, Joint Committee on Pensions)**

Introduced and read first time: February 3, 2016

Assigned to: Budget and Taxation

---

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 8, 2016

---

## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Correctional Officers' Retirement System – Clifton T. Perkins Maximum**  
3 **Security Guards – ~~Vested~~ Allowances**

4 FOR the purpose of altering the age at which a normal service retirement allowance begins  
5 for a member of the Correctional Officers' Retirement System who is a maximum  
6 security attendant at the Clifton T. Perkins Hospital Center ~~and begins membership~~  
7 ~~after a certain date~~; altering the age at which a vested allowance begins for ~~a member~~  
8 certain members of the Correctional Officers' Retirement System who ~~is a~~ serve as  
9 maximum security ~~attendant~~ attendants at the Clifton T. Perkins Hospital Center  
10 ~~and begins membership after a certain date~~; providing for the application of certain  
11 provisions of this Act; and generally relating to allowances for members of the  
12 Correctional Officers' Retirement System.

13 BY repealing and reenacting, with amendments,  
14 Article – State Personnel and Pensions  
15 Section 25–401(a) and 29–302(c)  
16 Annotated Code of Maryland  
17 (2015 Replacement Volume)

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

20 **Article – State Personnel and Pensions**

21 25–401.

---

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.



(a) A member may retire with a normal service retirement allowance if:

(1) on or before the date of retirement, the member:

(i) has at least 20 years of eligibility service; OR

(ii) is at least 55 years old and has:

1. at least 5 years of eligibility service credit, if the member is a member on or before June 30, 2011; or

2. at least 10 years of eligibility service credit, if the member becomes a member on or after July 1, 2011; [or] AND

~~(iii) is a maximum security attendant at the Clifton T. Perkins Hospital Center who is at least 60 years old and has:~~

~~1. at least 5 years of eligibility service credit, if the member is a member on or before June 30, 2011; or~~

~~2. at least 10 years of eligibility service credit, if the member becomes a member on or after July 1, 2011, BUT BEFORE JULY 1, 2016; ~~[and] OR~~~~

~~(iv) IS A MAXIMUM SECURITY ATTENDANT AT THE CLIFTON T. PERKINS HOSPITAL CENTER WHO IS AT LEAST 55 YEARS OLD AND HAS AT LEAST 10 YEARS OF ELIGIBILITY SERVICE CREDIT, IF THE MEMBER BECOMES A MEMBER ON OR AFTER JULY 1, 2016; AND~~

(2) the member completes and submits a written application to the Board of Trustees stating the date when the member desires to retire.

29-302.

(c) A vested allowance is a deferred allowance starting at:

(1) normal retirement age for members of:

(i) the Employees' Retirement System;

(ii) the State Police Retirement System; and

(iii) the Teachers' Retirement System;

(2) except as provided in item (3) of this subsection, age 55 for a member of the Correctional Officers' Retirement System; or

1 (3) age 60 for a member of the Correctional Officers' Retirement System  
2 who;

3 (I) ~~is SERVED AS~~ a maximum security attendant at the Clifton T.  
4 Perkins Hospital Center ~~AND IS A MEMBER OF THE CORRECTIONAL OFFICERS'~~  
5 ~~RETIREMENT SYSTEM BEFORE JULY 1, 2016;~~

6 (II) SEPARATED FROM EMPLOYMENT AS A MAXIMUM SECURITY  
7 ATTENDANT AT THE CLIFTON T. PERKINS HOSPITAL CENTER BEFORE JULY 1,  
8 2016; AND

9 (III) DOES NOT RESUME EMPLOYMENT IN A POSITION ELIGIBLE  
10 FOR MEMBERSHIP IN THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM.

11 SECTION 2. AND BE IT FURTHER ENACTED, That the provisions of this Act  
12 relating to a normal service retirement under § 25-401 of the State Personnel and Pensions  
13 Article shall be construed to apply only prospectively to an individual who retires on or  
14 after the effective date of this Act and may not be applied or interpreted to have any effect  
15 on or application to an individual who retires before the effective date of this Act.

16 SECTION ~~2.~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
17 July 1, 2016.

Approved:

\_\_\_\_\_  
Governor.

\_\_\_\_\_  
President of the Senate.

\_\_\_\_\_  
Speaker of the House of Delegates.