

Department of Legislative Services
Maryland General Assembly
2017 Session

FISCAL AND POLICY NOTE
First Reader

House Bill 1095 (Delegate Rosenberg)
Appropriations

Teachers' Retirement and Pension Systems - Credit for Unused Sick Leave -
Time Period for Eligibility

This bill specifies that, for a member of the Teachers' Retirement System or Teachers' Pension System who appeals a decision relating to the member's separation from employment, the 30-day window following separation from employment with a participating employer during which a member of the State Retirement and Pension System (SRPS) may receive creditable service for unused sick leave does not begin until the member has exhausted or otherwise terminated all rights to appeal.

The bill takes effect July 1, 2017.

Fiscal Summary

State Effect: The bill is generally procedural in nature but, to the extent that it allows a member of SRPS to receive additional creditable service that would not otherwise be provided, it results in a negligible increase in State pension liabilities. As the bill is anticipated to have limited applicability, it has no discernible effect on State pension contributions. No effect on revenues.

Local Effect: None.

Small Business Effect: None.

Analysis

Current Law: Except for members of the Judges' Retirement System and Legislative Pension Plan, a member of SRPS is entitled to receive creditable service for sick leave that

was available to the member to be used as sick leave during employment and was not used before retirement. To qualify for the creditable service, a member must retire within 30 days of separating from employment with a participating employer or a withdrawn participating governmental unit. The creditable service is generally awarded at the rate of one month for every 22 days of unused sick leave. However, if a member has at least 11 days of unused sick leave but fewer than 22 days, the member receives one month of creditable service. Similarly, if a member has at least 22 days of unused sick leave and if fractional days totaling 11 or more result from the calculation of creditable service, the member receives one additional month of creditable service.

SRPS members may not accumulate more than 15 days of sick leave per year; any excess sick leave they earn above that amount is generally excluded from the calculation of creditable service.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): State Retirement Agency; Department of Legislative Services

Fiscal Note History: First Reader - March 6, 2017
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