

HOUSE BILL 822

K4

(8lr1479)

ENROLLED BILL

— Appropriations/Budget and Taxation —

Introduced by **Delegate Krimm**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Personnel and Pensions – Phased Retirement Plan** ~~Development and~~
3 ~~Implementation~~

4 FOR the purpose of requiring, on or before a certain date, the Department of Budget and
5 Management and the State Retirement Agency to develop ~~and, to the extent~~
6 ~~authorized under law, implement a certain phased retirement plan for certain~~
7 ~~eligible individuals;~~ *recommendations for a phased retirement plan;* requiring the
8 Department and the Agency to consider certain options and work with certain
9 representatives in developing the ~~plan~~ *recommendations*; requiring, on or before
10 certain dates, the Department and the Agency to submit certain reports to the
11 Department of Legislative Services and the Joint Committee on Pensions; requiring,
12 on or before a certain date, the Department and the Agency to submit ~~the plan~~
13 certain recommendations to the Department of Legislative Services, certain
14 committees of the General Assembly, and the Joint Committee on Pensions;
15 requiring the Department and the Agency to make certain recommendations to the

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.

Italics indicate opposite chamber/conference committee amendments.



1 Joint Committee on Pensions on certain statutory changes to implement ~~the a~~
 2 *phased retirement* plan; defining certain terms; providing for the termination of
 3 certain provisions of this Act; and generally relating to the development ~~and~~
 4 ~~implementation~~ of a phased retirement plan.

5 ~~BY adding to~~

6 ~~Article — State Personnel and Pensions~~

7 ~~The new title “Title 41. Phased Retirement Plans”~~

8 ~~Annotated Code of Maryland~~

9 ~~(2015 Replacement Volume and 2017 Supplement)~~

10 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

11 ~~That the Laws of Maryland read as follows:~~

12 ~~Article — State Personnel and Pensions~~

13 ~~TITLE 41. PHASED RETIREMENT PLANS.~~

14 ~~41-101. RESERVED.~~

15 ~~41-102. RESERVED.~~

16 ~~SECTION 2. AND BE IT FURTHER ENACTED, That:~~

17 (a) (1) In this section the following words have the meanings indicated.

18 (2) “Agency” means the State Retirement Agency.

19 (3) “Department” means the Department of Budget and Management.

20 (4) “Eligible individual” means an individual who:

21 (i) is a member of:

22 1. the Correctional Officers’ Retirement System;

23 2. the Employees’ Pension System;

24 3. the Employees’ Retirement System;

25 4. the Law Enforcement Officers’ Pension System;

26 5. the State Police Retirement System;

27 6. the Teachers’ Pension System; or

1 7. the Teachers' Retirement System; and

2 (ii) is not:

3 1. a member of a pension or retirement system specified in
4 subparagraph (i) of this paragraph by virtue of the individual's employment with a
5 participating governmental unit; or

6 2. participating in a deferred retirement option program.

7 (5) "Phased retirement plan" means a plan that, ~~at a minimum,~~ authorizes
8 a retirement-eligible employee to remain in State service on a part-time basis and receive
9 regular compensation for the time spent working while also collecting ~~pro-rated~~ retirement
10 benefits.

11 (b) The Department and the Agency shall develop recommendations for a phased
12 retirement plan for eligible individuals.

13 (c) In developing ~~the~~ recommendations for a phased retirement plan, the
14 Department and the Agency shall:

15 (1) consider all options to incentivize eligible individuals to stay in State
16 service to mentor or train employees who will later fill the positions of the experienced
17 employees who are preparing for retirement; and

18 (2) work with the exclusive representatives of the employees for which the
19 phased retirement plan is being developed.

20 (d) (1) On or before January 1, 2019, and on or before May 1, 2019, the
21 Department and the Agency shall submit a report to the Department of Legislative Services
22 and, in accordance with § 2-1246 of the State Government Article, the Joint Committee on
23 Pensions on the development of the recommendations for a phased retirement plan.

24 (2) On or before July 1, 2019, the Department and the Agency shall:

25 (i) finalize the development of the recommendations for a phased
26 retirement plan; and

27 (ii) submit the finalized recommendations for a phased retirement
28 plan to the Department of Legislative Services and, in accordance with § 2-1246 of the
29 State Government Article, the Senate Budget and Taxation Committee, the House
30 Appropriations Committee, and the Joint Committee on Pensions.

31 (3) On or before December ~~31~~ 1, 2019, the Department and the Agency
32 shall make recommendations to the Joint Committee on Pensions on the suggested
33 statutory changes to implement ~~the finalized~~ a phased retirement plan.

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1 ~~(4) On or before July 1, 2020, to the extent authorized under law, the~~
2 ~~Department and the Agency shall implement the finalized phased retirement plan.~~

3 SECTION ~~3~~ 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 July 1, 2018. ~~Section 2 of this Act~~ *It* shall remain effective for a period of 3 years and, at the
5 end of June 30, 2021, ~~Section 2 of~~ this Act, with no further action required by the General
6 Assembly, shall be abrogated and of no further force and effect.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.