

**SB0960/304760/1**

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 960  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Optional Retirement Program” and substitute “State Retirement and Pension System”; in the same line, after “Membership” insert “and Benefits”; in line 6, after “date;” insert “prohibiting certain individuals from continuing membership in the Optional Retirement Program on or after a certain date; requiring certain individuals to resume participation as a member of the Employees’ Pension System on a certain date; providing that certain retirees of the Teachers’ Pension System of the State Retirement and Pension System who meet certain criteria may continue employment with certain participating employers of the State Retirement and Pension System without incurring a certain break in service following retirement from the Teachers’ Pension System; requiring certain members of the Employees’ Pension System to cease membership in the Employees’ Pension System under certain circumstances as of a certain date; providing that certain individuals shall receive a specified benefit from the Employees’ Pension System as of a certain date after separating from certain employment with certain participating employers of the State Retirement and Pension System;”; in the same line, after “membership” insert “and benefits”; in line 7, strike “Optional Retirement Program of the”; and in line 10, after “Section” insert “23-407(d).”.

AMENDMENT NO. 2

On page 1, after line 15, insert:

“23-407.

(d) An individual who is receiving a service retirement allowance under this title may not be employed within 45 days of the date the individual retired, on a permanent, temporary, or contractual basis, by:

(Over)

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(1) the State or other participating employer; or

(2) a withdrawn participating governmental unit, if the retiree was an employee of the withdrawn participating governmental unit while the withdrawn governmental unit was a participating employer.”.

On page 4, after line 23, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That:

(a) This section applies to an individual who:

(1) was employed as a teacher for the Frederick County Public School System and retired from the Teachers’ Pension System under Title 23 of the State Personnel and Pensions Article on or after July 1, 2019;

(2) (i) was elected to the Town Commission for the Town of Walkersville in 2015 and again in 2018;

(ii) enrolled in the Employees’ Pension System under Title 23 of the State Personnel and Pensions Article as a commissioner of the Town Commission for the Town of Walkersville on or after October 1, 2015; and

(iii) remains a commissioner of the Town Commission for the Town of Walkersville on June 1, 2020; and

(3) on or before July 1, 2020, has reached or exceeded normal retirement age in the Employees’ Pension System and the Teachers’ Pension System.

(b) Notwithstanding § 23-407(d) of the State Personnel and Pensions Article, an individual described under subsection (a) of this section is not subject to a 45-day break in service after retirement from the Teachers’ Pension System.

(c) (1) An individual described under subsection (a) of this section shall cease membership in the Employees’ Pension System as of June 30, 2019.

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(2) After separating from employment as a commissioner of the Town Commission for the Town of Walkersville, the individual shall be entitled to:

(i) a return of accumulated contributions or any other benefit to which the individual is entitled on the basis of the individual's membership in the Employees' Pension System as of June 30, 2019; and

(ii) a return of accumulated contributions that were made by the individual to the Employees' Pension System from July 1, 2019, through May 31, 2020.”;

and in line 24, strike “4.” and substitute “5.”.