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**By: Delegate Owings**

Introduced and read first time: January 26, 1996

Assigned to: Appropriations

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A BILL ENTITLED

1 AN ACT concerning

2 **Judges' Retirement System - Disability Retirement**

3 FOR the purpose of altering the computation of a retirement allowance for certain  
4 members or former members of the Judges' Retirement System who retire on  
5 disability under certain circumstances.

6 BY repealing and reenacting, with amendments,  
7 Article - State Personnel and Pensions  
8 Section 27-402(d)  
9 Annotated Code of Maryland  
10 (1994 Volume and 1995 Supplement)

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

13 **Article - State Personnel and Pensions**

14 27-402.

15 (d) (1) This subsection applies to a member or former member who:

16 (i) retires on disability; or

17 (ii) is deemed to retire on disability under paragraph [(3)] (4) of this  
18 subsection.

19 (2) If a member or former member has at least 3 years of service credit as a  
20 member, the member or former member is entitled to a retirement allowance that is at  
21 least one-third of the member's or former member's salary at retirement.

22 (3) IF A MEMBER OR FORMER MEMBER HAS AT LEAST 10 YEARS OF  
23 SERVICE CREDIT AS A MEMBER AND HAS BEEN REAPPOINTED OR ELECTED TO A  
24 SECOND TERM AS A JUDGE, THE MEMBER OR FORMER MEMBER IS ENTITLED TO  
25 RECEIVE A RETIREMENT ALLOWANCE THAT EQUALS TWO-THIRDS OF THE SALARY  
26 PAYABLE IN THAT FISCAL YEAR TO A MEMBER HOLDING THE SAME LEVEL JUDICIAL  
27 POSITION AS THAT HELD BY THE RETIREE ON TERMINATION OF SERVICE.

28 (4) A member who dies after submitting an application for disability but  
29 before the medical board approves the application is deemed retired on disability.

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1           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2 July 1, 1996.