
By: Senators Blount, Amoss, and Kasemeyer
Introduced and read first time: January 27, 1997
Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Employees' Pension System - Part-Time State Employees - Eligibility Service**

3 FOR the purpose of providing that certain members of the Employees' Pension System
4 who are State employees may receive eligibility service for certain periods of
5 employment under certain circumstances.

6 BY repealing and reenacting, with amendments,
7 Article - State Personnel and Pensions
8 Section 23-302
9 Annotated Code of Maryland
10 (1994 Volume and 1996 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 23-302.

15 (a) Subject to subsection (b) of this section, a member is entitled to eligibility
16 service for periods of employment while a member of the Employees' Pension System or
17 the Teachers' Pension System.

18 (b) (1) If a member completes at least 700 hours of employment while a
19 member in any fiscal year, the member is entitled to 1 year of eligibility service.

20 (2) Except in the first and last fiscal years AND AS PROVIDED IN
21 SUBSECTION (C) OF THIS SECTION, a member may not receive any eligibility service for
22 a fiscal year in which the member completes less than 700 hours of employment while a
23 member.

24 (3) In the first and last fiscal years, if a member completes less than 700
25 hours of employment while a member, the Board of Trustees shall prorate the eligibility
26 service based on the number of hours worked.

27 (C) IF A MEMBER OF THE EMPLOYEES' PENSION SYSTEM HAS BEEN
28 EMPLOYED BY THE STATE FOR AT LEAST 10 CONSECUTIVE YEARS AND HAS
29 COMPLETED LESS THAN 700 HOURS OF EMPLOYMENT FOR EACH FISCAL YEAR
30 DURING THAT PERIOD OF EMPLOYMENT, THE MEMBER IS ENTITLED TO 1 YEAR OF

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1 ELIGIBILITY SERVICE FOR EACH YEAR OTHER THAN THE FIRST OR LAST FISCAL
2 YEAR:

3 (1) THAT THE MEMBER IS EMPLOYED THEREAFTER, EVEN IF THE
4 MEMBER COMPLETES LESS THAN 700 HOURS OF EMPLOYMENT DURING THE FISCAL
5 YEAR; AND

6 (2) FOR WHICH THE MEMBER WAS EMPLOYED BUT DID NOT RECEIVE
7 ELIGIBILITY SERVICE, IF THE MEMBER PAYS ANY MEMBER CONTRIBUTIONS THE
8 MEMBER WOULD HAVE PAID, PLUS REGULAR INTEREST.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 July 1, 1997.