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1998 Regular Session 8lr1053

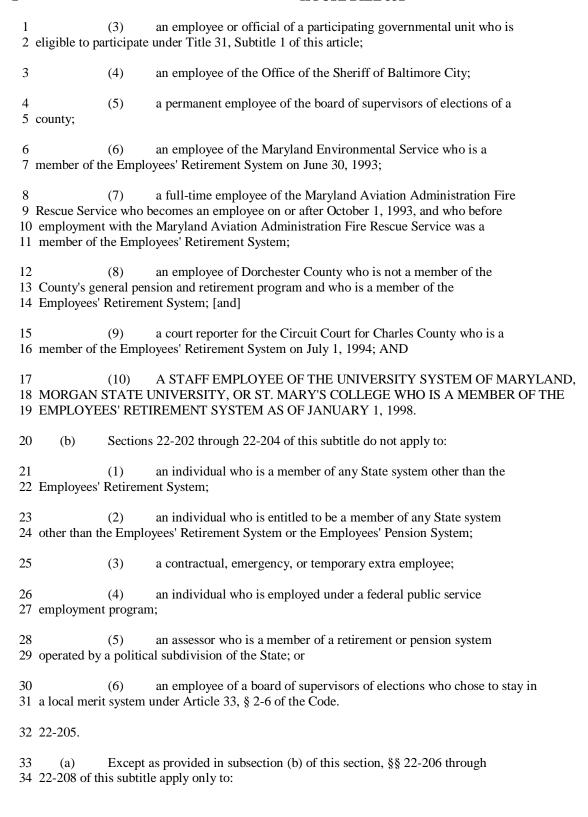
By: Delegate Proctor (Chairman, Joint Committee on Pensions) Introduced and read first time: January 29, 1998 Assigned to: Appropriations A BILL ENTITLED 1 AN ACT concerning 2 Retirement and Pension Systems - Membership - Staff 3 FOR the purpose of clarifying eligibility for membership in the Employees' Retirement System, Teachers' Retirement System, Employees' Pension System, 4 5 and the Teachers' Pension System of certain staff of the University System of 6 Maryland, Morgan State University, and St. Mary's College. 7 BY repealing and reenacting, with amendments, Article - State Personnel and Pensions 8 Section 22-201, 22-205, 23-201, and 23-206 9 10 Annotated Code of Maryland (1997 Replacement Volume) 11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 12 13 MARYLAND, That the Laws of Maryland read as follows: 14 **Article - State Personnel and Pensions** 15 22-201. Except as provided in subsection (b) of this section, §§ 22-202 through 17 22-204 of this subtitle apply only to: a regular employee whose compensation is provided by State 18 (1) 19 appropriation or paid from State funds; 20 (2) an appointed or elected official of the State, including: 21 (i) a clerk of the circuit court; 22 (ii) a register of wills;

a State's Attorney; and

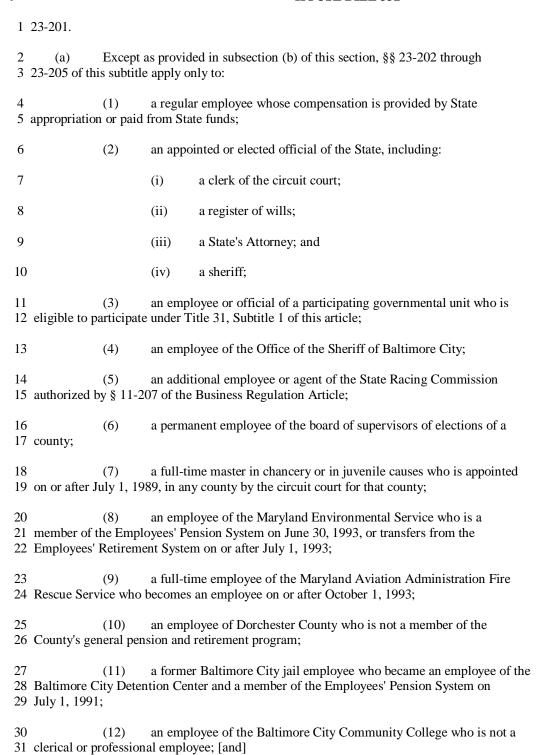
a sheriff;

(iii)

(iv)



	(1) supervision of a coun Commissioners, empl	ty board	oyee of a day school in the State under the authority and of education or the Baltimore City Board of School				
4		(i)	an attendance officer;				
5		(ii)	a clerk;				
6		(iii)	a helping teacher;				
7		(iv)	a principal;				
8		(v)	a superintendent;				
9		(vi)	a supervisor; or				
10		(vii)	a teacher;				
11 12	(2) under the control of t		y employee of an educational institution supported by and				
13 14	3 (3) a librarian or clerical employee of any library that is established or 4 operates under the Education Article; [or]						
15 16	(4) established or operate		sional or clerical employee of a community college that is the Education Article; OR				
		JNIVER	FF EMPLOYEE OF THE UNIVERSITY SYSTEM OF MARYLAND, SITY, OR ST. MARY'S COLLEGE WHO IS A MEMBER OF THE SYSTEM AS OF JANUARY 1, 1998.				
20	(b) Sections	22-206	through 22-208 of this subtitle do not apply to:				
21 22	(1) program under Title		ridual who has elected to participate in an optional retirement sarticle;				
23 24	(2) employment program		ridual who is employed under a federal public service				
	(3) Libraries of Montgor system of Montgome	nery Cou	sional or clerical employee of the Department of Public anty who elected to transfer to the employees' retirement by; OR				
30 31 32	ON OR AFTER JAN EDUCATIONAL IN TEACHERS' RETIR	JNIVERS JUARY 1 STITUT EMENT	PLOYEE OF THE UNIVERSITY SYSTEM OF MARYLAND, SITY, OR ST. MARY'S COLLEGE WHO BECOMES AN EMPLOYEE I, 1998 IN A POSITION AS A STAFF EMPLOYEE OF THE ION THAT WAS ELIGIBLE FOR MEMBERSHIP IN THE SYSTEM OR TEACHERS' PENSION SYSTEM UNDER CHAPTER AND 2(A) OF THE ACTS OF 1994.				



	1 (13) a court reporter for the Circuit Cour 2 member of the Employees' Pension System on July 1, 1994 3 Employees' Retirement System on or after July 1, 1994; A	4, or transfers from the
4 5	4 (14) A STAFF EMPLOYEE OF THE U 5 MORGAN STATE UNIVERSITY, OR ST. MARY'S CO	NIVERSITY SYSTEM OF MARYLAND, LLEGE WHO IS:
	6 (I) A MEMBER OF THE EM 7 1, 1998, OR TRANSFERS FROM THE EMPLOYEES' R 8 JANUARY 1, 1998; OR	PLOYEES' PENSION SYSTEM ON JANUARY ETIREMENT SYSTEM ON OR AFTER
	9 (II) A STAFF EMPLOYEE OF 10 MARYLAND, MORGAN STATE UNIVERSITY, OR S 11 AN EMPLOYEE ON OR AFTER JANUARY 1, 1998.	F THE UNIVERSITY SYSTEM OF Г. MARY'S COLLEGE WHO BECOMES
12	12 (b) Sections 23-202 through 23-205 of this subti	tle do not apply to:
13 14	13 (1) an individual who is or is entitled to 14 other than the Employees' Pension System;	be a member of any State system
15	15 (2) a contractual, emergency, or tempor	ary extra employee;
	16 (3) an individual who is employed undo 17 employment program;	er a federal public service
18 19	18 (4) an assessor who is a member of a recommendate 19 operated by a political subdivision of the State;	tirement or pension system
20 21	20 (5) an employee of a board of supervise 21 a local merit system under Article 33, § 2-6 of the Code; of	
22 23	22 (6) a nonclerical or nonprofessional em 23 Community College who:	ployee of the Baltimore City
24 25	24 (i) was an employee of the Ne 25 during the 1989-1990 academic year;	ew Community College of Baltimore
	26 (ii) was employed by the New 27 or before December 31, 1990, as a "Class A" member of t 28 Plan; and	Community College of Baltimore on he Baltimore City Retirement
29 30	29 (iii) elected to remain a member 30 Plan.	r of the Baltimore City Retirement
31	31 23-206.	
32 33	32 (a) Except as provided in subsection (b) of this s 33 23-210 of this subtitle apply only to:	ection, §§ 23-207 through

	(1) supervision of a coun Commissioners, empl	ty board	oyee of a day school in the State under the authority and of education or the Baltimore City Board of School			
4		(i)	a clerk;			
5		(ii)	a helping teacher;			
6		(iii)	a principal;			
7		(iv)	a superintendent;			
8		(v)	a supervisor; or			
9		(vi)	a teacher;			
10 11	(2) a faculty employee of an educational institution supported by and under the control of the State;					
12 13	(3) a librarian or clerical employee of a library that is established or operates under the Education Article; [or]					
14 15	(4) a professional or clerical employee of a community college that is established or operates under the Education Article; OR					
18	(5) A STAFF EMPLOYEE OF THE UNIVERSITY SYSTEM OF MARYLAND, MORGAN STATE UNIVERSITY, OR ST. MARY'S COLLEGE WHO IS A MEMBER OF THE TEACHERS' PENSION SYSTEM AS OF JANUARY 1, 1998, OR WHO TRANSFERS FROM THE TEACHERS' RETIREMENT SYSTEM ON OR AFTER JANUARY 1, 1998.					
20	(b) Sections	s 23-207	through 23-209 of this subtitle do not apply to:			
21 22	(1) program under Title		ridual who has elected to participate in an optional retirement article;			
23 24	(2) employment program		ridual who is employed under a federal public service			
	(3) a professional or clerical employee of the Department of Public Libraries of Montgomery County who is participating in the employees' retirement system of Montgomery County; OR					
30 31 32 33	MORGAN STATE UNIVERSITY, OR ST. MARY'S COLLEGE WHO BECOMES EMPLOYED ON OR AFTER JANUARY 1, 1998 IN A POSITION AS A STAFF EMPLOYEE OF THE EDUCATIONAL INSTITUTION THAT WAS ELIGIBLE FOR MEMBERSHIP IN THE TEACHERS' RETIREMENT SYSTEM OR TEACHERS' PENSION SYSTEM UNDER CHAPTER 6, § 8, PARAGRAPHS 1(A) AND 2(A) OF THE ACTS OF 1994. SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect					
35	5 July 1, 1998.					