

SENATE BILL 434

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K4

1998 Regular Session  
(8lr2241)

**ENROLLED BILL**  
*-- Budget and Taxation/Appropriations --*

Introduced by **Senator Stone**

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.

\_\_\_\_\_  
President.

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **University of Maryland Police Officers - Pensions and Retirement**

3 FOR the purpose of authorizing certain University of Maryland police officers to  
4 become members of the Law Enforcement Officers' Pension System; providing  
5 for certain exceptions; making stylistic changes; providing for a delayed effective  
6 date; and generally relating to membership of University of Maryland police  
7 officers in the Law Enforcement Officers' Pension System.

8 BY repealing and reenacting, with amendments,  
9 Article - State Personnel and Pensions  
10 Section 26-201 and 26-202  
11 Annotated Code of Maryland  
12 (1997 Replacement Volume)

13 BY repealing and reenacting, without amendments,  
14 Article - State Personnel and Pensions

1 Section 26-203.1  
2 Annotated Code of Maryland  
3 (1997 Replacement Volume)

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

6 **Article - State Personnel and Pensions**

7 26-201.

8 (a) Except as provided in [subsections (b) and (c)] SUBSECTION (B) of this  
9 section, this subtitle applies only to:

10 (1) an employee of the Department of Natural Resources commissioned  
11 by the Secretary of Natural Resources as:

12 (i) a Natural Resources police officer; or

13 (ii) a law enforcement officer, other than a Natural Resources police  
14 officer;

15 (2) a law enforcement officer employed by the Maryland Investigative  
16 Services Unit;

17 (3) a member of the Maryland Transportation Authority Police Force  
18 who has the powers granted to a police officer under § 4-208 of the Transportation  
19 Article; [or]

20 (4) a deputy sheriff employed by the Baltimore City Sheriff's  
21 Department; OR

22 (5) A MEMBER OF THE UNIVERSITY OF MARYLAND POLICE FORCE WHO  
23 HAS THE POWERS GRANTED TO A POLICE OFFICER UNDER § 13-601 OF THE  
24 EDUCATION ARTICLE.

25 (b) This subtitle does not apply to:

26 (1) a Maryland Transportation Authority police officer who transferred  
27 from the Employees' Retirement System to the Employees' Pension System on or after  
28 December 1, 1996[.

29 (c) This subtitle does not apply to];

30 (2) a deputy sheriff employed by the Baltimore City Sheriff's  
31 Department who transferred from the Employees' Retirement System to the  
32 Employees' Pension System on or after December 1, 1996; OR

1 (3) A MEMBER OF THE UNIVERSITY OF MARYLAND POLICE FORCE WHO  
2 ~~TRANSFERS~~ TRANSFERRED FROM THE EMPLOYEES' RETIREMENT SYSTEM TO THE  
3 EMPLOYEES' PENSION SYSTEM ON OR AFTER ~~DECEMBER 1, 1998~~ DECEMBER 1, 1997.

4 26-202.

5 (a) Except as provided in subsection (b) of this section, an individual described  
6 in § 26-201 of this subtitle is a member of the Law Enforcement Officers' Pension  
7 System as a condition of employment.

8 (b) (1) Subject to paragraph (2) of this subsection, membership in the Law  
9 Enforcement Officers' Pension System is optional for an individual described in §  
10 26-201 of this subtitle:

11 (i) who was employed by the Department of Natural Resources on  
12 July 1, 1990 and who elects membership on or before December 31, 1997;

13 (ii) who was employed by the Maryland Investigative Services Unit  
14 on June 30, 1995 and who elects membership on or before December 31, 1997;

15 (iii) who was employed by the Maryland Transportation Authority  
16 on June 30, 1997 and who elects membership on or before December 31, 1997; [or]

17 (iv) who was employed by the Baltimore City Sheriff's Department  
18 on June 30, 1997 and who elects membership on or before December 31, 1997; OR

19 (V) WHO WAS EMPLOYED BY THE UNIVERSITY OF MARYLAND  
20 POLICE FORCE ON JUNE 30, 1999 AND WHO ELECTS MEMBERSHIP ON OR BEFORE  
21 DECEMBER 31, 1999.

22 (2) To elect to be a member of the Law Enforcement Officers' Pension  
23 System, an individual shall file a written application with the State Retirement  
24 Agency.

25 (3) If an individual does not elect membership during the applicable  
26 period specified under paragraph (1) of this subsection, the individual may not  
27 become a member of the Law Enforcement Officers' Pension System.

28 26-203.1.

29 For members who transfer from the Employees' Pension System or the  
30 Employees' Retirement System, the Board of Trustees shall transfer to the  
31 accumulation fund of the Law Enforcement Officers' Pension System the employer  
32 contributions that were made to the Employees' Retirement System and the  
33 Employees' Pension System on behalf of those members who transferred, plus the  
34 interest earned on those contributions through the date of transfer.

35 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
36 July 1, 1999.

