
By: **Delegates Slade, O'Donnell, and Wood**
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Committee Report: Favorable
House action: Adopted
Read second time: March 30, 1999

CHAPTER _____

1 AN ACT concerning

2 **Employees' Retirement System - Employment of Retirees**

3 FOR the purpose of exempting from a certain offset of a retirement allowance certain
4 retirees of the Teachers' Retirement System who retired from a board of
5 education or local school system on or before a certain date and are reemployed
6 in a part-time position with the University System of Maryland.

7 BY repealing and reenacting, with amendments,
8 Article - State Personnel and Pensions
9 Section 22-406(b)
10 Annotated Code of Maryland
11 (1997 Replacement Volume and 1998 Supplement)

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

14 **Article - State Personnel and Pensions**

15 22-406.

16 (b) (1) This subsection does not apply to:

17 (i) an individual who has been retired for more than 10 years;

18 (ii) an individual whose average final compensation was less than
19 \$10,000 and who is reemployed on a temporary or contractual basis;

1 (iii) an individual who is serving in an elected position as an official
2 of a participating governmental unit or as a constitutional officer for a county that is
3 a participating governmental unit; [or]

4 (iv) a retiree of the Teachers' Retirement System:

5 1. who retired and was reemployed by a participating
6 employer other than the State on or before September 30, 1994; and

7 2. whose employment compensation does not derive, in whole
8 or in part, from State funds; OR

9 (V) A RETIREE OF THE TEACHERS' RETIREMENT SYSTEM:

10 1. WHO RETIRED FROM A BOARD OF EDUCATION OR LOCAL
11 SCHOOL SYSTEM ON OR BEFORE JULY 1, 1998; AND

12 2. WHO IS REEMPLOYED IN A PART-TIME POSITION WITH
13 THE UNIVERSITY SYSTEM OF MARYLAND.

14 (2) The Board of Trustees shall reduce an individual's allowance:

15 (i) by the amount that the sum of the individual's initial annual
16 basic allowance and the individual's annual compensation exceeds the average final
17 compensation used to compute the basic allowance; or

18 (ii) for a retiree who retired under the Workforce Reduction Act
19 (Chapter 353 of the Acts of 1996), by the amount that the sum of the retiree's annual
20 compensation and the retiree's annual basic allowance at the time of retirement,
21 including the incentive provided by the Workforce Reduction Act, exceeds the average
22 final compensation used to compute the basic allowance.

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