

SENATE BILL 106

Unofficial Copy
K4

1999 Regular Session
(9r0654)

ENROLLED BILL
-- Budget and Taxation /Appropriations --

Introduced by **Senator Kasemeyer (Chairman, Joint Committee on Pensions)**

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 **Employees' and Teachers' Pension Systems - Minimum Hours Required for**
3 **Initial Membership**

4 FOR the purpose of excluding from membership in the Employees' Pension System
5 and the Teachers' Pension System an employee who is not a member of a State
6 system and who accepts a position for which the budgeted hours per fiscal year
7 are less than a certain number of minimum hours in the first fiscal year of
8 employment; and generally relating to membership in the Employees' Pension
9 System and the Teachers' Pension System.

10 BY repealing and reenacting, with amendments,
11 Article - State Personnel and Pensions
12 Section 23-201(b) and 23-206(b)
13 Annotated Code of Maryland
14 (1997 Replacement Volume and 1998 Supplement)

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

3 **Article - State Personnel and Pensions**

4 23-201.

5 (b) Sections 23-202 through 23-205 of this subtitle do not apply to:

6 (1) an individual who is or is entitled to be a member of any State system
7 other than the Employees' Pension System;

8 (2) a contractual, emergency, or temporary extra employee;

9 (3) an individual who is employed under a federal public service
10 employment program;

11 (4) an assessor who is a member of a retirement or pension system
12 operated by a political subdivision of the State;

13 (5) an employee of a board of supervisors of elections who chose to stay in
14 a local merit system under Article 33, § 2-207 of the Code; [or]

15 (6) a nonclerical or nonprofessional employee of the Baltimore City
16 Community College who:

17 (i) was an employee of the New Community College of Baltimore
18 during the 1989-1990 academic year;

19 (ii) was employed by the New Community College of Baltimore on
20 or before December 31, 1990, as a "Class A" member of the Baltimore City Retirement
21 Plan; and

22 (iii) elected to remain a member of the Baltimore City Retirement
23 Plan; OR

24 (7) AN EMPLOYEE WHO IS NOT A MEMBER OF A STATE SYSTEM AND
25 WHO ACCEPTS A POSITION FOR WHICH THE BUDGETED HOURS PER FISCAL YEAR
26 ARE LESS THAN 500 HOURS IN THE FIRST FISCAL YEAR OF EMPLOYMENT.

27 23-206.

28 (b) Sections 23-207 through 23-209 of this subtitle do not apply to:

29 (1) an individual who has elected to participate in an optional retirement
30 program under Title 30 of this article;

31 (2) an individual who is employed under a federal public service
32 employment program;

1 (3) a professional or clerical employee of the Department of Public
2 Libraries of Montgomery County who is participating in the employees' retirement
3 system of Montgomery County; [or]

4 (4) a staff employee of the University System of Maryland, Morgan State
5 University, or St. Mary's College who becomes employed on or after January 1, 1998
6 in a position as a staff employee of the educational institution that was eligible for
7 membership in the Teachers' Retirement System or Teachers' Pension System under
8 Chapter 6, § 8, paragraphs 1(a) and 2(a) of the Acts of 1994; OR

9 (5) AN EMPLOYEE WHO IS NOT A MEMBER OF A STATE SYSTEM AND
10 WHO ACCEPTS A POSITION FOR WHICH THE BUDGETED HOURS PER FISCAL YEAR
11 ARE LESS THAN 500 HOURS IN THE FIRST FISCAL YEAR OF EMPLOYMENT.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 ~~October~~ July 1, 1999.