

By: **Senator Conway**  
Introduced and read first time: February 5, 1999  
Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Optional Defined Contribution System - Eligibility**

3 FOR the purpose of allowing certain members of the Employees' Retirement System  
4 and certain additional members of the Employees' Pension System to participate  
5 in the Optional Defined Contribution System and receive a certain matching  
6 employer contribution.

7 BY repealing and reenacting, with amendments,  
8 Article - State Personnel and Pensions  
9 Section 32-101(b)  
10 Annotated Code of Maryland  
11 (1997 Replacement Volume and 1998 Supplement)  
12 (As enacted by Chapter 530 of the Acts of the General Assembly of 1998)

13 BY repealing and reenacting, without amendments,  
14 Article - State Personnel and Pensions  
15 Section 32-101(d) and 32-205(a)  
16 Annotated Code of Maryland  
17 (1997 Replacement Volume and 1998 Supplement)  
18 (As enacted by Chapter 530 of the Acts of the General Assembly of 1998)

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

21 **Article - State Personnel and Pensions**

22 32-101.

23 (b) "Eligible employee" means a member of the Employees' Pension System OR  
24 THE EMPLOYEES' RETIREMENT SYSTEM other than[:

25 (1)] an employee of a participating governmental unit or a former  
26 participating governmental unit that has withdrawn[; or

1           (2)       a member of the Employees' Pension System who transferred from  
2 the Employees' Retirement System after April 1, 1998].

3       (d)       "Participating employee" means an eligible employee who participates in  
4 the Optional Defined Contribution System.

5 32-205.

6       (a)       For each participating employee who makes contributions under § 32-204  
7 of this subtitle, the State shall contribute to the applicable State supplemental plan  
8 employer contributions an amount equal to the lesser of the participating employee's  
9 contributions or \$600 per fiscal year.

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