Unofficial Copy K4

27

2000 Regular Session 0lr1048

By: Delegate Proctor Introduced and read first time: January 20, 2000 Assigned to: Appropriations A BILL ENTITLED 1 AN ACT concerning 2 State Police Retirement System - Military Service Credit 3 FOR the purpose of authorizing certain members, former members, or retirees of the State Police Retirement System to receive military service credit for certain 4 5 service for which the member will receive other retirement benefits; providing 6 for the application of this Act; and generally relating to military service credit for members, former members, or retirees of the State Police Retirement 7 8 System. 9 BY repealing and reenacting, with amendments, Article - State Personnel and Pensions 10 11 **Section 38-104** 12 Annotated Code of Maryland (1997 Replacement Volume and 1999 Supplement) 13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 14 15 MARYLAND, That the Laws of Maryland read as follows: 16 **Article - State Personnel and Pensions** 17 38-104. 18 (a) Except as provided in subsection (b) of this section, a member of a State 19 system, who has not met the conditions set forth in § 38-103(a)(2) through (4) of this 20 subtitle, is entitled to receive service credit for military service only on the attainment 21 of 10 years of creditable service. 22 A member of a State system may not receive credit for that military (1) 23 service if the member receives credit for military service from another retirement 24 system for which retirement benefits have been or will be received by the member. 25 (2) Paragraph (1) of this subsection does not apply to: 26 (i) credit for military service provided under:

1.

the Social Security Act;

## **HOUSE BILL 176**

1		2.	the National Railroad Retirement Act; or
2	United States Code; [or]	3.	Title 3 or Title 10, Chapter 67, §§ 1331 through 1337 of the
4	(ii)	disabilit	y payments from a pension or retirement system; OR
7		TEM WI	IBER, FORMER MEMBER, OR RETIREE OF THE STATE HO WAS HIRED BY THE DEPARTMENT OF STATE ATE A HELICOPTER FOR THE STATE EMERGENCY
9	(3) Military	service o	credit under this section may not exceed 5 years.
	SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed retroactively and shall be applied to and interpreted to affect individuals hired by the Department of State Police on or after July 1, 1987.		

13 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect 14 July 1, 2000.