
By: **Delegates Proctor, Vallario, and Pitkin**
Introduced and read first time: January 17, 2001
Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Judges' Retirement System - Reemployment of Retirees - Institutions of**
3 **Higher Education**

4 FOR the purpose of exempting certain retirees of the Judges' Retirement System who
5 are reemployed as members of the faculty of an institution of higher education
6 from certain provisions of law that require an offset of a retirement allowance
7 under certain circumstances.

8 BY repealing and reenacting, with amendments,
9 Article - State Personnel and Pensions
10 Section 27-406
11 Annotated Code of Maryland
12 (1997 Replacement Volume and 2000 Supplement)

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

15 **Article - State Personnel and Pensions**

16 27-406.

17 (a) This section does not apply to a retiree who:

18 (1) is temporarily assigned to sit in a court of this State under the
19 authority of Article IV, § 3A of the Maryland Constitution; OR

20 (2) IS REEMPLOYED AS A MEMBER OF THE FACULTY OF AN INSTITUTION
21 OF HIGHER EDUCATION IN THE STATE.

22 (b) Subject to subsection (c) of this section, a retiree may accept employment
23 in which all or part of the compensation for the employment comes from municipal,
24 county, or State funds, if the retiree immediately notifies the Board of Trustees of:

25 (1) the retiree's intention to accept the employment; and

26 (2) the compensation that the retiree will receive.

1 (c) (1) The Board of Trustees shall reduce a retiree's retirement allowance
2 by the amount that the sum of the retiree's annual retirement allowance and the
3 retiree's annual compensation exceeds the amount of the compensation on which the
4 retirement allowance is based.

5 (2) If a retiree accepts employment as allowed by subsection (a) of this
6 section and is subsequently awarded retirement benefits because of that employment,
7 the Board of Trustees shall reduce the retiree's benefits under this subtitle by the
8 amount of the retirement benefits resulting from the subsequent employment.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 July 1, 2001.