

---

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

---

Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 20, 2001

---

CHAPTER \_\_\_\_\_

1 AN ACT concerning

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

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~~ a  
6 community college from certain provisions of law that require an offset of a  
7 retirement allowance 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~~ A COMMUNITY COLLEGE IN THE STATE.

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

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

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

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

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

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