

HOUSE BILL 315

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2001 Regular Session  
11r1341  
CF 11r1342

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By: **Delegates Branch, Edwards, K. Kelly, Glassman, Boutin, Cadden,  
Conway, Hubers, James, Klausmeier, McClenahan, Ports, Redmer, and  
Rudolph Rudolph, and Taylor**

Introduced and read first time: January 29, 2001  
Assigned to: Appropriations

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Committee Report: Favorable  
House action: Adopted with floor amendments  
Read second time: March 18, 2001

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Law Enforcement Officers' Pension System - Benefits**

3 FOR the purpose of altering the formula for computing the retirement allowance of  
4 certain members of the Law Enforcement Officers' Pension System; providing  
5 that all benefit enhancements added to the Law Enforcement Officers' Modified  
6 Pension Benefit after a certain date will apply to all members of the Law  
7 Enforcement Officers' Pension System; and generally relating to the members of  
8 the Law Enforcement Officers' Pension System.

9 BY repealing and reenacting, with amendments,  
10 Article - State Personnel and Pensions  
11 Section 26-401(b)  
12 Annotated Code of Maryland  
13 (1997 Replacement Volume and 2000 Supplement)

14 BY adding to  
15 Article - State Personnel and Pensions  
16 Section 26-212  
17 Annotated Code of Maryland  
18 (1997 Replacement Volume and 2000 Supplement)

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

1 **Article - State Personnel and Pensions**

2 26-212.

3 A MEMBER OF THE LAW ENFORCEMENT OFFICERS' PENSION SYSTEM WHO DID  
4 NOT ELECT TO PARTICIPATE IN THE LAW ENFORCEMENT OFFICERS' MODIFIED  
5 PENSION BENEFIT AS PROVIDED IN § 26-211 OF THIS ARTICLE, SHALL RECEIVE EACH  
6 BENEFIT ENHANCEMENT ADDED ON OR AFTER JULY 1, 2001 TO THE LAW  
7 ENFORCEMENT OFFICERS' MODIFIED PENSION BENEFIT.

8 26-401.

9 (b) (1) Except as provided in paragraphs (2) and (3) of this subsection, on  
10 retirement under this section, a member is entitled to receive a normal service  
11 retirement allowance that equals the number of years of the member's creditable  
12 service multiplied by 2% of the member's average final compensation.

13 (2) A member's normal service retirement allowance under paragraph  
14 (1) of this subsection may not exceed 60% of the member's average final  
15 compensation.

16 (3) (i) This paragraph applies only to a member who is not subject to  
17 the Law Enforcement Officers' Modified Pension Benefit under Subtitle 2, Part II of  
18 this title.

19 (ii) On retirement under this paragraph, the member is entitled to  
20 receive a normal service retirement allowance that equals:

21 1. [2%] 2.3% of the member's average final compensation  
22 multiplied by each year of the member's first 30 years of creditable service; and

23 2. 1% of the member's average final compensation multiplied  
24 by each year of creditable service in excess of 30 years.

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