
By: **Delegates Branch, W. Baker, Edwards, Griffith, and Proctor**
Introduced and read first time: January 18, 2002
Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

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

3 FOR the purpose of providing certain law enforcement officers with the option to
4 participate in the Law Enforcement Officers' Pension System on or before a
5 certain date; and generally relating to the election for certain law enforcement
6 officers to participate in the Law Enforcement Officers' Pension System.

7 BY repealing and reenacting, with amendments,
8 Article - State Personnel and Pensions
9 Section 26-202
10 Annotated Code of Maryland
11 (1997 Replacement Volume and 2001 Supplement)

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

14 **Article - State Personnel and Pensions**

15 26-202.

16 (a) Except as provided in subsection (b) of this section, an individual described
17 in § 26-201 of this subtitle is a member of the Law Enforcement Officers' Pension
18 System as a condition of employment.

19 (b) (1) Subject to paragraph (2) of this subsection, membership in the Law
20 Enforcement Officers' Pension System is optional for an individual described in §
21 26-201 of this subtitle:

22 (i) who was employed by the Department of Natural Resources on
23 July 1, 1990 and who elects membership on or before December 31, [1997] 2002;

24 (ii) who was employed by the Field Enforcement Division on June
25 30, 1995 and who elects membership on or before December 31, [1997] 2002;

26 (iii) who was employed by the Maryland Transportation Authority
27 on June 30, 1997 and who elects membership on or before December 31, [1997] 2002;

1 (iv) who was employed by the Baltimore City Sheriff's Department
2 on June 30, 1997 and who elects membership on or before December 31, [1997] 2002;

3 (v) who was employed by the University of Maryland Police Force
4 on June 30, 1999 and who elects membership on or before December 31, [1999] 2002;

5 (vi) who is employed by a participating governmental unit on the
6 effective date of participation on or after July 1, 1999 for that participating
7 governmental unit and who elects membership within 6 months of the effective date
8 of participation;

9 (vii) who was employed by the Maryland Port Administration Police
10 Force and was subsequently transferred to and employed by the Maryland
11 Transportation Authority Police Force on July 1, 1998 and who elects membership on
12 or before December 31, [1998] 2002;

13 (viii) who was employed by the office of the State Fire Marshal on
14 June 30, 1998 and who elects membership on or before December 31, [1998] 2002;

15 (ix) who was employed by the Morgan State University Police Force
16 on June 30, 1999 and who elects membership on or before December 31, [1999] 2002;

17 (x) who was employed by the BWI Airport Fire & Rescue
18 Department on June 30, 2000, and who elects membership on or before [December
19 29, 2000] DECEMBER 31, 2002;

20 (xi) who was employed by the Department of General Services,
21 Department of Health and Mental Hygiene, Motor Vehicle Administration, and
22 Department of Labor, Licensing, and Regulation Police Force on June 30, 2000 and
23 who elects membership on or before [December 29, 2000] DECEMBER 31, 2002; or

24 (xii) who was employed by the Military Department as a firefighter
25 at Martin State Airport on June 30, 2001, and who elects membership on or before
26 December 31, [2001] 2002.

27 (2) To elect to be a member of the Law Enforcement Officers' Pension
28 System, an individual shall file a written application with the State Retirement
29 Agency.

30 (3) If an individual does not elect membership during the applicable
31 period specified under paragraph (1) of this subsection, the individual may not
32 become a member of the Law Enforcement Officers' Pension System.

33 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
34 July 1, 2002.