
By: **Delegates Cadden, Edwards, W. Baker, Sophocleus, Conway, Branch,
Pitkin, A. Jones, Linton, Love, Rosso, and Clagett**

Introduced and read first time: February 1, 2002

Assigned to: Appropriations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 23, 2002

CHAPTER _____

1 AN ACT concerning

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

3 FOR the purpose of providing for certain annual adjustments to the service
4 retirement allowances of certain retirees or beneficiaries of retirees as of a
5 certain date; providing for the adjustments to be subject to a certain
6 cost-of-living adjustment each fiscal year; and generally relating to benefits for
7 retirees or beneficiaries of retirees of the Law Enforcement Officers' Pension
8 System.

9 BY repealing and reenacting, with amendments,
10 Article - State Personnel and Pensions
11 Section 26-401
12 Annotated Code of Maryland
13 (1997 Replacement Volume and 2001 Supplement)

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

16 **Article - State Personnel and Pensions**

17 26-401.

18 (a) (1) Subject to paragraph (2) of this subsection, a member may retire with
19 a normal service retirement allowance if:

20 (i) on or before the date of retirement, the member:

1 (I) FOR A RETIREE WHO HAS BEEN RETIRED NOT MORE THAN 5
2 YEARS, \$1,200;

3 (II) FOR A RETIREE WHO HAS BEEN RETIRED MORE THAN 5 YEARS
4 BUT NOT MORE THAN 10 YEARS, \$1,500; AND

5 (III) FOR A RETIREE WHO HAS BEEN RETIRED MORE THAN 10 YEARS,
6 \$1,800.

7 (3) (I) THIS PARAGRAPH APPLIES ONLY TO A RETIREE OR A
8 BENEFICIARY OF A RETIREE WHO IS RECEIVING A RETIREMENT ALLOWANCE
9 ADJUSTMENT UNDER TITLE 29, SUBTITLE 4, PART VI OF THIS ARTICLE.

10 (II) EACH FISCAL YEAR THE BOARD OF TRUSTEES SHALL INCREASE
11 THE ADJUSTMENT RECEIVED BY THE RETIREE OR THE BENEFICIARY UNDER
12 PARAGRAPH (2) OF THIS SUBSECTION BY MULTIPLYING THE ADJUSTMENT FOR THE
13 PRECEDING FISCAL YEAR, BY A RATE NOT EXCEEDING 3%, THAT IS OBTAINED BY
14 DIVIDING THE CONSUMER PRICE INDEX FOR THE CALENDAR YEAR ENDING
15 DECEMBER 31 IN THE PRECEDING FISCAL YEAR BY THE CONSUMER PRICE INDEX
16 FOR THE CALENDAR YEAR ENDING DECEMBER 31, 2000.

17 (III) THE TOTAL ADJUSTMENT IN EACH FISCAL YEAR SHALL BE THE
18 SUM OF:

19 1. THE ADJUSTMENT PAID DURING THE PRECEDING FISCAL
20 YEAR; AND

21 2. THE INCREASE TO THE ADJUSTMENT PROVIDED FOR
22 UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH.

23 (4) (I) THIS PARAGRAPH APPLIES ONLY TO A RETIREE OR A
24 BENEFICIARY OF A RETIREE WHO IS RECEIVING A RETIREMENT ALLOWANCE
25 ADJUSTMENT UNDER TITLE 29, SUBTITLE 4, PART III OF THIS ARTICLE.

26 (II) EACH FISCAL YEAR THE BOARD OF TRUSTEES SHALL INCREASE
27 THE ADJUSTMENT RECEIVED BY THE RETIREE OR THE BENEFICIARY AS OF JULY 1,
28 2002, BY MULTIPLYING THE ADJUSTMENT BY A FRACTION THAT HAS:

29 (⊕) 1. AS ITS NUMERATOR, THE CONSUMER PRICE INDEX FOR
30 THE CALENDAR YEAR ENDING DECEMBER 31 OF THE PRECEDING FISCAL YEAR; AND

31 (⊕) 2. AS ITS DENOMINATOR, THE CONSUMER PRICE INDEX FOR
32 THE CALENDAR YEAR ENDING DECEMBER 31 ~~OF THE FISCAL YEAR IN WHICH THE~~
33 ~~RETIREE WAS LAST EMPLOYED, 2001.~~

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

