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2002 Regular Session 2lr0200

By: Chairman, Appropriations Committee

Rules suspended

Introduced and read first time: March 11, 2002 Assigned to: Rules and Executive Nominations

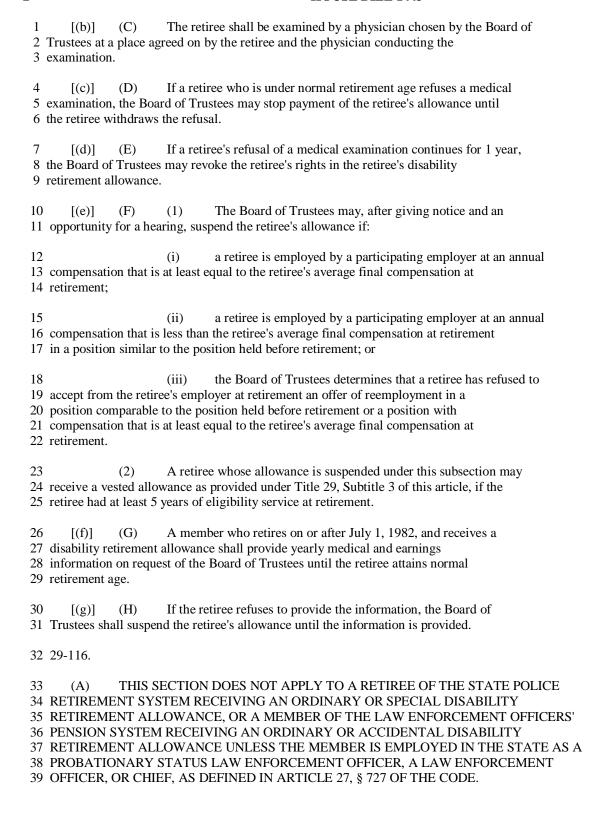
A BILL ENTITLED

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- 2 State Police Retirement System and Law Enforcement Officers' Pension
- 3 System Disability Retirement
- 4 FOR the purpose of altering the circumstances under which retirees of the State
- 5 Police Retirement System and Law Enforcement Officers' Pension System are
- 6 subject to certain limitations when receiving an ordinary or special disability
- 7 retirement allowance; and generally relating to ordinary or special disability
- 8 retirement allowances under the State Police Retirement System and Law
- 9 Enforcement Officers' Pension System.
- 10 BY repealing and reenacting, with amendments,
- 11 Article State Personnel and Pensions
- 12 Section 29-115 and 29-116
- 13 Annotated Code of Maryland
- 14 (1997 Replacement Volume and 2001 Supplement)
- 15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 16 MARYLAND, That the Laws of Maryland read as follows:
- 17 Article State Personnel and Pensions

18 29-115.

- 19 (A) THIS SECTION DOES NOT APPLY TO A RETIREE OF THE STATE POLICE
- 20 RETIREMENT SYSTEM RECEIVING AN ORDINARY OR SPECIAL DISABILITY
- 21 RETIREMENT ALLOWANCE, OR A MEMBER OF THE LAW ENFORCEMENT OFFICERS'
- 22 PENSION SYSTEM RECEIVING AN ORDINARY OR ACCIDENTAL DISABILITY
- 23 RETIREMENT ALLOWANCE UNLESS THE MEMBER IS EMPLOYED IN THE STATE AS A
- 24 PROBATIONARY STATUS LAW ENFORCEMENT OFFICER, A LAW ENFORCEMENT
- 25 OFFICER, OR CHIEF, AS DEFINED IN ARTICLE 27, § 727 OF THE CODE.
- 26 [(a)] (B) If a disability retiree is under normal retirement age, the Board of
- 27 Trustees may require the disability retiree to undergo a yearly medical examination.



HOUSE BILL 1443

1 2	[(a)] (B) ordinary disability		The Board of Trustees shall reduce the pension of a retiree on		
3	(1)	the retin	ree is under normal retirement age;		
	4 (2) the medical board certifies in a report to the Board of Trustees that 5 the retiree is engaged in a gainful occupation paying more than the difference 6 between:				
7		(i)	the retiree's retirement allowance at retirement; and		
8		(ii)	the retiree's average final compensation plus \$5,000; and		
9	(3)	the Boa	ard of Trustees agrees with the medical board's report.		
10 11	0 [(b)] (C) The Board of Trustees shall reduce the pension of a retiree who has 1 been receiving an ordinary disability retirement allowance for:				
12 13	(1) compensation ex-		n 10 years, by \$1 for every \$2 that the retiree's current nit under subsection [(a)] (B) of this section; or		
14 15	(2) compensation ex		10 years, by \$1 for every \$5 that the retiree's current nit under subsection [(a)] (B) of this section.		
16 17	The pension to be reduced under this section is the pension at retirement without any cost-of-living adjustment.				
	SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively and shall be applied to and interpreted to affect only those individuals retiring on or after July 1, 2002.				
21 22	SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2002.				