
By: **Delegate James**

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Assigned to: Rules and Executive Nominations

Re-referred to: Appropriations, March 14, 2005

Committee Report: Favorable with amendments

House action: Adopted

Read second time: April 3, 2005

CHAPTER _____

1 AN ACT concerning

2 **Retirement and Pensions - Service Retirement Allowance - Creditable**
 3 **Service**

4 FOR the purpose of providing that certain members and retirees of the Employees'
 5 Pension System may receive a certain number of years of service credit for
 6 certain employment under certain circumstances; providing for the termination
 7 of this Act; and generally relating to creditable service for purposes of
 8 determining service retirement allowances.

9 ~~BY adding to~~

10 ~~Article—State Personnel and Pensions~~

11 ~~Section 23-307.5~~

12 ~~Annotated Code of Maryland~~

13 ~~(2004 Replacement Volume)~~

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 ~~23-307.5.~~

18 (A) ~~IN THIS SECTION "DESK OFFICER" MEANS:~~

19 (1) ~~THE CHIEF CLERK OF THE HOUSE OF DELEGATES;~~

20 (2) ~~THE ASSISTANT CHIEF CLERK OF THE HOUSE OF DELEGATES;~~

- 1 (3) ~~THE JOURNAL CLERK OF THE HOUSE OF DELEGATES;~~
 2 (4) ~~THE SECRETARY OF THE SENATE;~~
 3 (5) ~~THE ASSISTANT SECRETARY OF THE SENATE;~~
 4 (6) ~~THE JOURNAL CLERK OF THE SENATE; AND~~
 5 (7) ~~ANY DESK OFFICER WHO RETIRED FROM THE GENERAL ASSEMBLY~~
 6 ~~ON OR AFTER JANUARY 1, 2005.~~

7 (B) (1) ~~A MEMBER OR RETIREE OF THE EMPLOYEES' PENSION SYSTEM WHO~~
 8 ~~HAS BEEN EMPLOYED BY THE GENERAL ASSEMBLY AS A DESK OFFICER ON A~~
 9 ~~FULL-TIME OR PART-TIME BASIS MAY RECEIVE UP TO 5 YEARS OF SERVICE CREDIT~~
 10 ~~FOR WHICH THE MEMBER IS NOT OTHERWISE ENTITLED.~~

11 (2) ~~ANY SERVICE CREDIT THAT A MEMBER OR RETIREE OF THE~~
 12 ~~EMPLOYEES' PENSION SYSTEM RECEIVES UNDER PARAGRAPH (1) OF THIS SECTION~~
 13 ~~SHALL BE FOR THE PERIOD OF TIME THE MEMBER OR RETIREE WAS EMPLOYED AS A~~
 14 ~~DESK OFFICER AND NOT A MEMBER OF EITHER THE EMPLOYEES' RETIREMENT~~
 15 ~~SYSTEM OR THE EMPLOYEES' PENSION SYSTEM.~~

16 (a) In this section, "desk officer" means:

- 17 (1) the Chief Clerk of the House of Delegates;
 18 (2) the Assistant Chief Clerk of the House of Delegates;
 19 (3) the Journal Clerk of the House of Delegates;
 20 (4) the Secretary of the Senate;
 21 (5) the Assistant Secretary of the Senate;
 22 (6) the Journal Clerk of the Senate; and
 23 (7) any desk officer who retired from the General Assembly on or after
 24 January 1, 2005.

25 (b) (1) A member or retiree of the Employees' Pension System who has been
 26 employed by the General Assembly as a desk officer on a full-time or part-time basis
 27 may receive up to 5 years of service credit for which the member or retiree is not
 28 otherwise entitled.

29 (2) Any service credit that a member or retiree of the Employees' Pension
 30 System receives under paragraph (1) of this subsection shall be for the period of time
 31 that the member or retiree:

- 32 (i) was employed as a desk officer or in any other position as a
 33 full-time or part-time permanent, temporary, or contractual State employee; and

1 (ii) was not a member of either the Employees' Retirement System
2 or the Employees' Pension System.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 July 1, 2005. It shall remain effective for a period of 6 months and, at the end of
5 December 31, 2005, with no further action required by the General Assembly, this Act
6 shall be abrogated and of no further force and effect.