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By: **Delegate Niemann**

Introduced and read first time: February 8, 2006

Assigned to: Appropriations

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A BILL ENTITLED

1 AN ACT concerning

2 **Employees' Pension System - Transfer of Service Credit**

3 FOR the purpose of providing that certain members of the Employees' Pension

4 System may transfer certain service credit from the State Contributory

5 Employees' Pension System in a certain manner; requiring that certain

6 members of the Employees' Pension System who transfer certain service credit

7 from the State Contributory Employees' Pension System complete and file

8 certain forms with the Board of Trustees of the State Retirement and Pension

9 System by a certain date; defining a certain term; providing for the termination

10 of this Act; and generally relating to the transfer of service credit for members of

11 the Employees' Pension System.

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

13 MARYLAND, That:

14 (a) In this section, "State Contributory Employees' Pension System" means

15 the part of the Employees' Pension System of the State of Maryland that provides a

16 contributory pension benefit under Title 23, Subtitle 2, Part II of the State Personnel

17 and Pensions Article.

18 (b) This section applies to an individual who:

19 (1) on or before June 30, 2006 was employed by the Office of the Public

20 Defender, and was a member of the State Contributory Employees' Pension System;

21 and

22 (2) on or after July 1, 2006 is employed by the State's Attorney's Office

23 for a county that:

24 (i) is a participant in the Employees' Pension System as a

25 participating governmental unit; and

26 (ii) did not elect to participate in the contributory pension benefit

27 under § 23-218 of the State Personnel and Pensions Article.

28 (c) (1) An individual described in subsection (b) of this section may elect to

29 transfer to the Employees' Pension System the years of creditable service the

1 individual accrued in the State Contributory Employees' Pension System prior to  
2 joining the Employees' Pension System.

3           (2)       An individual who elects to transfer creditable service in paragraph  
4 (1) of this subsection shall transfer the creditable service in accordance with Title 37  
5 of the State Personnel and Pensions Article.

6           (d)       To transfer service credit under subsection (c) of this section, an individual  
7 shall complete a claim to transfer the service credit on a form provided by the Board  
8 of Trustees for the State Retirement and Pension System and file it with the Board of  
9 Trustees on or before December 31, 2006.

10       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
11 July 1, 2006. It shall remain effective for a period of 6 months and, at the end of  
12 December 31, 2006, with no further action required by the General Assembly, this Act  
13 shall be abrogated and of no further force and effect.