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By: **Senator Colburn**

Introduced and read first time: February 3, 2006

Assigned to: Budget and Taxation

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Committee Report: Favorable

Senate action: Adopted

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2                                   **State Police Retirement System - Special Disability Retirement - Former**  
3                                   **Members**

4 FOR the purpose of requiring the Board of Trustees for the State Retirement and  
5 Pension System to accept certain applications for special disability retirement  
6 submitted by a certain date from certain former members of the State Police  
7 Retirement System; requiring certain former members of the State Police  
8 Retirement System to make certain payments to the Board of Trustees for the  
9 State Retirement and Pension System under certain circumstances on or before  
10 a certain date; providing that certain former members of the State Police  
11 Retirement System receive a certain benefit that includes certain cost-of-living  
12 adjustments under certain circumstances; and generally relating to special  
13 disability retirement benefits for a former member of the State Police  
14 Retirement System.

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
16 MARYLAND, That:

17       (a)       This section applies to an individual who:

18               (1)       joined the State Police Retirement System on or before September 1,  
19 1971;

20               (2)       terminated employment with the Maryland State Police on or before  
21 December 30, 1982, and received a refund of the individual's member contributions to  
22 the State Police Retirement System plus interest; and

23               (3)       while working as a State trooper was partnered with an individual  
24 who was shot and killed in the line of duty.

1 (b) The Board of Trustees for the State Retirement and Pension System shall  
2 accept an application for consideration of a special disability retirement submitted  
3 prior to December 31, 2006, from any individual described under subsection (a) of this  
4 section.

5 (c) (1) If the Board of Trustees grants an individual described under  
6 subsection (a) of this section a special disability retirement, the individual:

7 (i) shall pay to the Board of Trustees in a single payment within 6  
8 months of the Board of Trustees granting the special disability, the total refund of  
9 employee contributions plus interest that the individual received on terminating  
10 State employment; and

11 (ii) is entitled to a special retirement disability benefit as provided  
12 under § 29-110 of the State Personnel and Pensions Article equal to the lesser of:

13 1. the individual's average final compensation on December  
14 30, 1982; or

15 2. the sum of:

16 A. an annuity that is the actuarial equivalent of the  
17 individual's accumulated contributions at retirement on December 30, 1982; and

18 B. a pension equal to two-thirds of the individual's average  
19 final compensation on December 30, 1982.

20 (2) The Board of Trustees shall adjust the allowance of the individual  
21 who receives a special disability retirement allowance under this subsection  
22 retroactively to the date the individual filed the application for special disability  
23 retirement under subsection (b) of this section.

24 (3) The special disability allowance granted under this subsection shall  
25 include all cost-of-living adjustments from December 30, 1982.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
27 July 1, 2006.