

HOUSE BILL 1013

K4

71r2407

By: **Delegate James**

Introduced and read first time: February 9, 2007

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Governor's Pension Plan – Surviving Spouse Benefits**

3 FOR the purpose of providing certain death benefits to surviving spouses of former
4 Governors; and generally relating to death benefits for surviving spouses of
5 former Governors.

6 BY repealing and reenacting, with amendments,
7 Article – State Personnel and Pensions
8 Section 22–405
9 Annotated Code of Maryland
10 (2004 Replacement Volume and 2006 Supplement)

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

13 **Article – State Personnel and Pensions**

14 22–405.

15 (a) Subject to subsection (d) of this section, if a Governor serves for at least:

16 (1) one full term, the Governor is entitled to receive a retirement
17 allowance equal to one–third of the annual salary received by the current Governor in
18 office; or

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) two full terms, the Governor is entitled to receive a retirement
2 allowance equal to one-half of the annual salary received by the current Governor in
3 office.

4 (b) The Board of Trustees shall suspend a retirement allowance received
5 under this section during any period when the former Governor is employed by a unit
6 of State government.

7 (c) Except as provided in subsection (d) of this section, a Governor may not
8 receive a retirement allowance under this subsection until the Governor is at least 55
9 years old.

10 (d) (1) A Governor who leaves office because of physical or mental
11 disability, under Article II, Section 6(c) of the Maryland Constitution, shall
12 immediately receive a disability retirement allowance equal to the amount the
13 Governor would have received had the Governor completed the current term and
14 become 55 years old.

15 (2) If the physical or mental disability ends before the former
16 Governor becomes 55 years old, the Board of Trustees shall stop the disability
17 retirement allowance, but the former Governor shall receive the normal retirement
18 allowance at age 55 if otherwise qualified.

19 (e) On the death of a former Governor [who has retired under this
20 subsection], the surviving spouse of the former Governor shall receive an allowance
21 that is equal to one-half of the former Governor's retirement allowance.

22 (f) On the death of a Governor while in office, the deceased Governor's
23 surviving spouse shall receive one-half of the retirement allowance that the deceased
24 Governor would have been entitled to receive had the deceased Governor completed
25 the current term and become 55 years old.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 July 1, 2007.