SENATE BILL 195

K4   8lr0197

By: **Chair, Budget and Taxation Committee (By Request – Departmental –
    Baltimore City Community College) and Senator McFadden**
Introduced and read first time: January 18, 2008
Rules suspended
Assigned to: Budget and Taxation

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: February 12, 2008

CHAPTER _____

1 AN ACT concerning

2 **Law Enforcement Officers' Pension System – Baltimore City Community**
3 **College – Police Officers**

4 FOR the purpose of providing for the membership of certain police officers in the
5   Baltimore City Community College Police Force in the Law Enforcement
6   Officers' Pension System; requiring that a certain budget for the Baltimore City
7   Community College include an appropriation for the purpose of transferring
8   certain police officers into the Law Enforcement Officers' Pension System; and
9   generally relating to the Law Enforcement Officers' Pension System.

10 BY repealing and reenacting, with amendments,
11   Article – State Personnel and Pensions
12   Section 26–201(a)(19) and (20) and (b)(12) and (13) and 26–202(b)(1)(xvi) and
13   (xvii)
14   Annotated Code of Maryland
15   (2004 Replacement Volume and 2007 Supplement)

16 BY adding to
17   Article – State Personnel and Pensions
18   Section 26–201(a)(21) and (b)(14) and 26–202(b)(1)(xviii)
19   Annotated Code of Maryland
20   (2004 Replacement Volume and 2007 Supplement)

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

3   **Article – State Personnel and Pensions**

4 26–201.

5   (a)   Except as provided in subsection (b) of this section, this subtitle applies
6 only to:

7   (19)   an individual who is elected or appointed as the Baltimore City
8 Sheriff and who does not elect to join the Employees' Pension System under Title 23 of
9 this article within 6 months of the date the individual begins serving as the Baltimore
10 City Sheriff; **[or]**

11   (20)   a member of the Department of Public Safety and Correctional
12 Services Internal Investigative Unit who has the powers granted to a police officer
13 under § 10–701 of the Correctional Services Article**; OR**

14   **(21)   A POLICE OFFICER EMPLOYED BY THE BALTIMORE CITY**
15 **COMMUNITY COLLEGE WHO HAS THE POWER GRANTED TO A POLICE OFFICER**
16 **UNDER § 16–513 OF THE EDUCATION ARTICLE.**

17   (b)   This subtitle does not apply to:

18   (12)   a firefighter or paramedic employed by the Salisbury Fire
19 Department who transferred from the Employees' Retirement System to the
20 Employees' Pension System on or after April 1, 1998; [or]

21   (13)   an aviator employed by the Department of State Police to operate
22 an aircraft for the State Emergency Medical System who transferred from the
23 Employees' Retirement System to the Employees' Pension System on or after April 1,
24 1998; OR

25   **(14)   A POLICE OFFICER EMPLOYED BY THE BALTIMORE CITY**
26 **COMMUNITY   COLLEGE   WHO   TRANSFERRED   FROM   THE   EMPLOYEES'**
27 **RETIREMENT SYSTEM TO THE EMPLOYEES' PENSION SYSTEM ON OR AFTER**
28 **DECEMBER 1, 1996.**

29 26–202.

30   (b)   (1)   Subject to paragraph (2) of this subsection, membership in the Law
31 Enforcement Officers' Pension System is optional for an individual described in §
32 26–201 of this subtitle:

1   (xvi) who was employed by the Military Department as a law
2 enforcement officer at Martin State Airport on June 30, 2007, and who elects
3 membership on or before December 31, 2007; **[or]**

4   (xvii) who was a member of the Department of Public Safety and
5 Correctional Services Internal Investigative Unit who has powers granted to a police
6 officer under § 10–701 of the Correctional Services Article on June 30, 2007, and who
7 elects membership on or before December 31, 2007**; OR**

8   **(XVIII)**   WHO WAS EMPLOYED ON JULY 1, 2008, AS A
9 **POLICE OFFICER BY THE BALTIMORE CITY COMMUNITY COLLEGE POLICE**
10 **FORCE AND WHO ELECTS MEMBERSHIP ON OR BEFORE DECEMBER 31, 2008**.

11   SECTION 2. AND BE IT FURTHER ENACTED, That the operating budget for
12 the Baltimore City Community College for fiscal year 2009 shall include an
13 appropriation for the purpose of transferring police officers employed by the Baltimore
14 City Community College into the Law Enforcement Officers' Pension System as
15 provided in Section 1 of this Act.

16   SECTION 2. 3. AND BE IT FURTHER ENACTED, That this Act shall take
17 effect July 1, 2008.

Approved:

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                     Governor.

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                 President of the Senate.

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            Speaker of the House of Delegates.