

SENATE BILL 902

P4

0lr3073

By: **Senator McFadden**

Introduced and read first time: February 16, 2010

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **State Employee and Retiree Health and Welfare Benefits Program – Attorney**
3 **Grievance Commission and the Client Protection Fund of the Bar of**
4 **Maryland – Eligibility for Enrollment and Participation**

5 FOR the purpose of authorizing certain employees and retirees of the Attorney
6 Grievance Commission and the Client Protection Fund of the Bar of Maryland
7 to enroll and participate in certain benefit options under the State Employee
8 and Retiree Health and Welfare Benefits Program under certain circumstances;
9 requiring the Attorney Grievance Commission and the Client Protection Fund
10 of the Bar of Maryland to make certain payments to the State for certain costs;
11 requiring the Attorney Grievance Commission and the Client Protection Fund
12 of the Bar of Maryland to make certain determinations about the subsidization
13 of certain employee and retiree benefits; and generally relating to employees
14 and retirees of the Attorney Grievance Commission and the Client Protection
15 Fund of the Bar of Maryland and the State Employee and Retiree Health and
16 Welfare Benefits Program.

17 BY adding to

18 Article – State Personnel and Pensions
19 Section 2–515.2 and 2–515.3
20 Annotated Code of Maryland
21 (2009 Replacement Volume and 2009 Supplement)

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

24 **Article – State Personnel and Pensions**

25 **2–515.2.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (A) IN THIS SECTION, "COMMISSION" MEANS THE ATTORNEY
2 GRIEVANCE COMMISSION.

3 (B) SUBJECT TO THE REGULATIONS ADOPTED UNDER § 2-503 OF THIS
4 SUBTITLE, AN EMPLOYEE OF THE COMMISSION WHO WORKS AT LEAST 50% OF A
5 NORMAL WORKWEEK AND IS REGULARLY PAID A SALARY OR WAGE:

6 (1) MAY ENROLL AND PARTICIPATE IN THE HEALTH INSURANCE
7 BENEFIT OPTIONS ESTABLISHED UNDER THE PROGRAM; AND

8 (2) EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION,
9 IS SUBJECT TO THE SAME TERMS AND CONDITIONS AS THOSE PROVIDED UNDER
10 § 2-507 OF THIS SUBTITLE.

11 (C) SUBJECT TO THE REGULATIONS ADOPTED UNDER § 2-503 OF THIS
12 SUBTITLE, AN EMPLOYEE OF THE COMMISSION, ON RETIREMENT FROM THE
13 COMMISSION:

14 (1) MAY ENROLL AND PARTICIPATE IN THE HEALTH INSURANCE
15 OR OTHER BENEFIT OPTIONS ESTABLISHED UNDER THE PROGRAM; AND

16 (2) EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION,
17 IS SUBJECT TO THE SAME TERMS AND CONDITIONS AS THOSE PROVIDED UNDER
18 § 2-508 OF THIS SUBTITLE, WITH THE EMPLOYEE'S SERVICE WITH THE
19 COMMISSION BEING INCLUDED AS PART OF THE EMPLOYEE'S STATE SERVICE
20 FOR THE PURPOSE OF DETERMINING ELIGIBILITY.

21 (D) FOR EACH EMPLOYEE AND RETIREE WHO PARTICIPATES UNDER
22 THIS SECTION, THE COMMISSION SHALL:

23 (1) PAY TO THE STATE THE TOTAL COSTS RESULTING FROM THE
24 PARTICIPATION OF THE COMMISSION'S EMPLOYEES AND RETIREES IN THE
25 PROGRAM; AND

26 (2) DETERMINE THE EXTENT TO WHICH THE COMMISSION WILL
27 SUBSIDIZE THE PARTICIPATION OF THE COMMISSION'S EMPLOYEES AND
28 RETIREES IN THE PROGRAM.

29 2-515.3.

30 (A) IN THIS SECTION, "FUND" MEANS THE CLIENT PROTECTION FUND
31 OF THE BAR OF MARYLAND.

1 **(B) SUBJECT TO THE REGULATIONS ADOPTED UNDER § 2-503 OF THIS**
2 **SUBTITLE, AN EMPLOYEE OF THE FUND WHO WORKS AT LEAST 50% OF A**
3 **NORMAL WORKWEEK AND IS REGULARLY PAID A SALARY OR WAGE:**

4 **(1) MAY ENROLL AND PARTICIPATE IN THE HEALTH INSURANCE**
5 **BENEFIT OPTIONS ESTABLISHED UNDER THE PROGRAM; AND**

6 **(2) EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION,**
7 **IS SUBJECT TO THE SAME TERMS AND CONDITIONS AS THOSE PROVIDED UNDER**
8 **§ 2-507 OF THIS SUBTITLE.**

9 **(C) SUBJECT TO THE REGULATIONS ADOPTED UNDER § 2-503 OF THIS**
10 **SUBTITLE, AN EMPLOYEE OF THE FUND, ON RETIREMENT FROM THE FUND:**

11 **(1) MAY ENROLL AND PARTICIPATE IN THE HEALTH INSURANCE**
12 **OR OTHER BENEFIT OPTIONS ESTABLISHED UNDER THE PROGRAM; AND**

13 **(2) EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION,**
14 **IS SUBJECT TO THE SAME TERMS AND CONDITIONS AS THOSE PROVIDED UNDER**
15 **§ 2-508 OF THIS SUBTITLE, WITH THE EMPLOYEE'S SERVICE WITH THE FUND**
16 **BEING INCLUDED AS PART OF THE EMPLOYEE'S STATE SERVICE FOR THE**
17 **PURPOSE OF DETERMINING ELIGIBILITY.**

18 **(D) FOR EACH EMPLOYEE AND RETIREE WHO PARTICIPATES UNDER**
19 **THIS SECTION, THE FUND SHALL:**

20 **(1) PAY TO THE STATE THE TOTAL COSTS RESULTING FROM THE**
21 **PARTICIPATION OF THE FUND'S EMPLOYEES AND RETIREES IN THE PROGRAM;**
22 **AND**

23 **(2) DETERMINE THE EXTENT TO WHICH THE FUND WILL**
24 **SUBSIDIZE THE PARTICIPATION OF THE FUND'S EMPLOYEES AND RETIREES IN**
25 **THE PROGRAM.**

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 July 1, 2010.