

# HOUSE BILL 899

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By: **Delegates Clagett, Anderson, DeBoy, Dumais, Frush, Gaines, Glenn, Guzzone, Haynes, Hixson, Hubbard, James, Jones, K. Kelly, McIntosh, Nathan-Pulliam, Proctor, B. Robinson, Ross, Sophocleus, Valderrama, Vaughn, Walker, and Zucker**

Introduced and read first time: February 11, 2011

Assigned to: Judiciary and Appropriations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Division of Parole and Probation – Warrant Apprehension Unit – Powers and**  
3 **Pension System**

4 FOR the purpose of establishing the Warrant Apprehension Unit within the Division  
5 of Parole and Probation; providing that certain employees of the Warrant  
6 Apprehension Unit also have certain additional powers; including certain  
7 employees of the Warrant Apprehension Unit in the defined term “police officer”  
8 in connection with provisions of law relating to the authority to make arrests;  
9 including certain employees of the Warrant Apprehension Unit in the defined  
10 term “law enforcement officer” in connection with provisions of law relating to  
11 the Maryland Police Training Commission and the Law Enforcement Officers’  
12 Bill of Rights; providing for the membership of certain employees of the  
13 Warrant Apprehension Unit in the Law Enforcement Officers’ Pension System;  
14 requiring the Board of Trustees for the State Retirement and Pension System to  
15 transfer certain funds to the Law Enforcement Officers’ Pension System  
16 Accumulation Fund; requiring certain members of the Warrant Apprehension  
17 Unit to deposit certain amounts in the annuity savings fund of the Law  
18 Enforcement Officers’ Pension System; and generally relating to the powers and  
19 pension system of certain employees of the Warrant Apprehension Unit of the  
20 Division of Parole and Probation.

21 BY repealing and reenacting, with amendments,  
22 Article – Correctional Services  
23 Section 6–106  
24 Annotated Code of Maryland  
25 (2008 Replacement Volume and 2010 Supplement)

26 BY repealing and reenacting, with amendments,

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Article – Criminal Procedure  
2 Section 2–101  
3 Annotated Code of Maryland  
4 (2008 Replacement Volume and 2010 Supplement)

5 BY repealing and reenacting, with amendments,  
6 Article – Public Safety  
7 Section 3–101 and 3–201  
8 Annotated Code of Maryland  
9 (2003 Volume and 2010 Supplement)

10 BY repealing and reenacting, with amendments,  
11 Article – State Personnel and Pensions  
12 Section 26–201, 26–202, and 26–203.1  
13 Annotated Code of Maryland  
14 (2009 Replacement Volume and 2010 Supplement)

15 BY adding to  
16 Article – State Personnel and Pensions  
17 Section 26–203.4  
18 Annotated Code of Maryland  
19 (2009 Replacement Volume and 2010 Supplement)

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

22 **Article – Correctional Services**

23 6–106.

24 (a) **THERE IS A WARRANT APPREHENSION UNIT IN THE DIVISION OF**  
25 **PAROLE AND PROBATION.**

26 (b) The Director may authorize parole and probation employees of the  
27 [Division] **WARRANT APPREHENSION UNIT** to:

28 (1) execute warrants for the retaking of offenders;

29 (2) execute warrants for the arrest of probationers for whom a warrant  
30 is issued for an alleged violation of probation;

31 (3) obtain and execute search warrants as authorized under § 6–109 of  
32 this subtitle; and

33 (4) arrest offenders in the program as authorized under § 2–207 of the  
34 Criminal Procedure Article.



- 1                   (9)    a member of the Department of General Services security force;
- 2                   (10)   the sheriff of a county whose usual duties include the making of  
3   arrests;
- 4                   (11)   a regularly employed deputy sheriff of a county who is  
5   compensated by the county and whose usual duties include the making of arrests;
- 6                   (12)   a member of the Natural Resources Police Force of the Department  
7   of Natural Resources;
- 8                   (13)   an authorized employee of the Field Enforcement Bureau of the  
9   Comptroller's Office;
- 10                  (14)   a member of the Maryland–National Capital Park and Planning  
11   Commission Park Police;
- 12                  (15)   a member of the Housing Authority of Baltimore City Police Force;
- 13                  (16)   a member of the Crofton Police Department;
- 14                  (17)   a member of the WMATA Metro Transit Police, subject to the  
15   jurisdictional limitations under Article XVI, § 76 of the Washington Metropolitan Area  
16   Transit Authority Compact, which is codified at § 10–204 of the Transportation  
17   Article;
- 18                  (18)   a member of the Internal Investigative Unit of the Department;
- 19                  (19)   a member of the State Forest and Park Service Police Force of the  
20   Department of Natural Resources;
- 21                  (20)   a member of the Department of Labor, Licensing, and Regulation  
22   Police Force;
- 23                  (21)   a member of the Washington Suburban Sanitary Commission  
24   Police Force;
- 25                  (22)   a member of the Ocean Pines Police Department;
- 26                  (23)   a member of the police force of the Baltimore City Community  
27   College; [or]
- 28                  (24)   a member of the police force of the Hagerstown Community  
29   College; **OR**
- 30                  **(25) AN EMPLOYEE OF THE WARRANT APPREHENSION UNIT OF**  
31   **THE DIVISION OF PAROLE AND PROBATION IN THE DEPARTMENT.**

Article – Public Safety

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3–101.

(a) In this subtitle the following words have the meanings indicated.

(b) (1) “Chief” means the head of a law enforcement agency.

(2) “Chief” includes the officer designated by the head of a law enforcement agency.

(c) (1) “Hearing” means a proceeding during an investigation conducted by a hearing board to take testimony or receive other evidence.

(2) “Hearing” does not include an interrogation at which no testimony is taken under oath.

(d) “Hearing board” means a board that is authorized by the chief to hold a hearing on a complaint against a law enforcement officer.

(e) (1) “Law enforcement officer” means an individual who:

(i) in an official capacity is authorized by law to make arrests;  
and

(ii) is a member of one of the following law enforcement agencies:

1. the Department of State Police;
2. the Police Department of Baltimore City;
3. the Baltimore City School Police Force;
4. the Baltimore City Watershed Police Force;
5. the police department, bureau, or force of a county;
6. the police department, bureau, or force of a municipal corporation;
7. the office of the sheriff of a county;
8. the police department, bureau, or force of a bicounty agency;
9. the Maryland Transportation Authority Police;

- 1 10. the police forces of the Department of Transportation;
- 2 11. the police forces of the Department of Natural  
3 Resources;
- 4 12. the Field Enforcement Bureau of the Comptroller's  
5 Office;
- 6 13. the Housing Authority of Baltimore City Police Force;
- 7 14. the Crofton Police Department;
- 8 15. the police force of the Department of Health and  
9 Mental Hygiene;
- 10 16. the police force of the Department of General  
11 Services;
- 12 17. the police force of the Department of Labor, Licensing,  
13 and Regulation;
- 14 18. the police forces of the University System of  
15 Maryland;
- 16 19. the police force of Morgan State University;
- 17 20. the office of State Fire Marshal;
- 18 21. the Ocean Pines Police Department;
- 19 22. the police force of the Baltimore City Community  
20 College; [or]
- 21 23. the police force of the Hagerstown Community  
22 College; OR

23 **24. THE WARRANT APPREHENSION UNIT OF THE**  
24 **DIVISION OF PAROLE AND PROBATION IN THE DEPARTMENT OF PUBLIC**  
25 **SAFETY AND CORRECTIONAL SERVICES.**

26 (2) "Law enforcement officer" does not include:

27 (i) an individual who serves at the pleasure of the Police  
28 Commissioner of Baltimore City;

1 (ii) an individual who serves at the pleasure of the appointing  
2 authority of a charter county;

3 (iii) the police chief of a municipal corporation;

4 (iv) an officer who is in probationary status on initial entry into  
5 the law enforcement agency except if an allegation of brutality in the execution of the  
6 officer's duties is made;

7 (v) a Montgomery County fire and explosive investigator as  
8 defined in § 2-208.1 of the Criminal Procedure Article;

9 (vi) an Anne Arundel County or City of Annapolis fire and  
10 explosive investigator as defined in § 2-208.2 of the Criminal Procedure Article;

11 (vii) a Prince George's County fire and explosive investigator as  
12 defined in § 2-208.3 of the Criminal Procedure Article;

13 (viii) a Worcester County fire and explosive investigator as  
14 defined in § 2-208.4 of the Criminal Procedure Article; or

15 (ix) a City of Hagerstown fire and explosive investigator as  
16 defined in § 2-208.5 of the Criminal Procedure Article.

17 3-201.

18 (a) In this subtitle the following words have the meanings indicated.

19 (b) "Commission" means the Police Training Commission.

20 (c) "Department" means the Department of Public Safety and Correctional  
21 Services.

22 (d) (1) "Law enforcement agency" means a governmental police force,  
23 sheriff's office, or security force or law enforcement organization of the State, a county,  
24 or a municipal corporation that by statute, ordinance, or common law is authorized to  
25 enforce the general criminal laws of the State.

26 (2) "Law enforcement agency" does not include members of the  
27 Maryland National Guard who:

28 (i) are under the control and jurisdiction of the Military  
29 Department;

30 (ii) are assigned to the military property designated as the  
31 Glenn L. Martin State Airport; and

1 (iii) are charged with exercising police powers in and for the  
2 Glenn L. Martin State Airport.

3 (e) (1) "Police officer" means an individual who:

4 (i) is authorized to enforce the general criminal laws of the  
5 State; and

6 (ii) is a member of one of the following law enforcement  
7 agencies:

- 8 1. the Department of State Police;
- 9 2. the Police Department of Baltimore City;
- 10 3. the police department, bureau, or force of a county;
- 11 4. the police department, bureau, or force of a municipal  
12 corporation;
- 13 5. the Maryland Transit Administration police force;
- 14 6. the Maryland Transportation Authority Police;
- 15 7. the police forces of the University System of  
16 Maryland;
- 17 8. the police force of Morgan State University;
- 18 9. the office of the sheriff of a county;
- 19 10. the police forces of the Department of Natural  
20 Resources;
- 21 11. the police force of the Department of General  
22 Services;
- 23 12. the police force of a State, county, or municipal  
24 corporation if the special police officers are appointed under Subtitle 3 of this title;
- 25 13. the Housing Authority of Baltimore City Police Force;
- 26 14. the Baltimore City School Police Force;
- 27 15. the Crofton Police Department;
- 28 16. the police force of the Department of Labor, Licensing,  
29 and Regulation;





1 (ii) a sheriff, the Secretary of State Police, a commissioner of  
2 police, a deputy or assistant commissioner of police, a chief of police, a deputy or  
3 assistant chief of police, or another individual with an equivalent title who is  
4 appointed or employed by a government to exercise equivalent supervisory authority;  
5 or

6 (iii) a member of the Maryland National Guard who:

7 1. is under the control and jurisdiction of the Military  
8 Department;

9 2. is assigned to the military property designated as the  
10 Glenn L. Martin State Airport; and

11 3. is charged with exercising police powers in and for the  
12 Glenn L. Martin State Airport.

13 (f) "Secretary" means the Secretary of Public Safety and Correctional  
14 Services.

#### 15 Article – State Personnel and Pensions

16 26–201.

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

19 (1) an employee of the Department of Natural Resources  
20 commissioned by the Secretary of Natural Resources as:

21 (i) a Natural Resources police officer; or

22 (ii) a law enforcement officer, other than a Natural Resources  
23 police officer;

24 (2) a law enforcement officer employed by the Field Enforcement  
25 Bureau;

26 (3) a member of the Maryland Transportation Authority Police Force  
27 who has the powers granted to a police officer under § 4–208 of the Transportation  
28 Article;

29 (4) a deputy sheriff employed by the Baltimore City Sheriff's  
30 Department;

31 (5) a member of the University of Maryland Police Force who has the  
32 powers granted to a police officer under § 13–601 of the Education Article;

- 1           (6) a law enforcement officer or firefighter employed by a participating  
2 governmental unit that on or after July 1, 1999 has elected to participate in the Law  
3 Enforcement Officers' Pension System;
- 4           (7) the State Fire Marshal or a Deputy State Fire Marshal;
- 5           (8) a member of the Morgan State University Police Force who has the  
6 powers granted to a police officer under § 14–106 of the Education Article;
- 7           (9) a member of the BWI Airport Fire & Rescue Department;
- 8           (10) a member of the Department of General Services Police Force who  
9 has the powers granted to a police officer under § 4–605 of the State Finance and  
10 Procurement Article;
- 11           (11) an employee of the Department of Health and Mental Hygiene  
12 commissioned by the Secretary of Health and Mental Hygiene as a Health and Mental  
13 Hygiene police officer;
- 14           (12) an employee of the Motor Vehicle Administration commissioned by  
15 the Secretary of Transportation as a Motor Vehicle Administration police officer;
- 16           (13) an employee of the Department of Labor, Licensing, and  
17 Regulation commissioned by the Secretary of Labor, Licensing, and Regulation as a  
18 Labor, Licensing, and Regulation police officer;
- 19           (14) a firefighter or law enforcement officer for the Martin State Airport  
20 employed by the Military Department;
- 21           (15) a police officer employed by the Division of Rehabilitation Services  
22 in the Department of Education, certified in accordance with the Maryland Police and  
23 Correctional Training Commissions;
- 24           (16) a firefighter or paramedic employed by the Salisbury Fire  
25 Department who is eligible to be a member as provided in Title 31, Subtitle 2A of this  
26 article;
- 27           (17) an aviator employed by the Department of State Police to operate  
28 an aircraft for the State Emergency Medical System;
- 29           (18) a member of the Maryland Transit Administration Police Force  
30 who has the powers granted to a police officer under § 7–207 of the Transportation  
31 Article;
- 32           (19) an individual who is elected or appointed as the Baltimore City  
33 Sheriff and who does not elect to join the Employees' Pension System under Title 23 of  
34 this article within 6 months of the date the individual begins serving as the Baltimore  
35 City Sheriff;

1 (20) a member of the Department of Public Safety and Correctional  
2 Services Internal Investigative Unit who has the powers granted to a police officer  
3 under § 10-701 of the Correctional Services Article; [or]

4 (21) a police officer employed by the Baltimore City Community College  
5 who has the power granted to a police officer under § 16-513 of the Education Article;  
6 **OR**

7 **(22) AN EMPLOYEE OF THE WARRANT APPREHENSION UNIT OF**  
8 **THE DIVISION OF PAROLE AND PROBATION IN THE DEPARTMENT OF PUBLIC**  
9 **SAFETY AND CORRECTIONAL SERVICES WHO HAS THE POWERS GRANTED TO A**  
10 **PEACE OFFICER OR POLICE OFFICER UNDER § 6-106 OF THE CORRECTIONAL**  
11 **SERVICES ARTICLE.**

12 (b) This subtitle does not apply to:

13 (1) a Maryland Transportation Authority police officer who  
14 transferred from the Employees' Retirement System to the Employees' Pension  
15 System on or after December 1, 1996;

16 (2) a deputy sheriff employed by the Baltimore City Sheriff's  
17 Department who transferred from the Employees' Retirement System to the  
18 Employees' Pension System on or after December 1, 1996;

19 (3) a member of the University of Maryland Police Force who  
20 transferred from the Employees' Retirement System to the Employees' Pension  
21 System on or after December 1, 1997;

22 (4) a law enforcement officer or firefighter employed by a participating  
23 governmental unit who transferred from the Employees' Retirement System to the  
24 Employees' Pension System on or after December 1, 1997;

25 (5) a Maryland Port Administration police officer who transferred  
26 from the Employees' Retirement System to the Employees' Pension System on or after  
27 December 1, 1997;

28 (6) a State Fire Marshal or Deputy State Fire Marshal who  
29 transferred from the Employees' Retirement System to the Employees' Pension  
30 System on or after December 1, 1996;

31 (7) a member of the Morgan State University Police Force who  
32 transferred from the Employees' Retirement System to the Employees' Pension  
33 System on or after December 1, 1997;

1           (8) a member of the BWI Airport Fire & Rescue Department who  
2 transferred from the Employees' Retirement System to the Employees' Pension  
3 System on or after April 1, 1998;

4           (9) a member of the Department of General Services, Department of  
5 Health and Mental Hygiene, Motor Vehicle Administration, or Department of Labor,  
6 Licensing, and Regulation Police Force who transferred from the Employees'  
7 Retirement System to the Employees' Pension System on or after April 1, 1998;

8           (10) a firefighter or law enforcement officer for the Martin State Airport  
9 employed by the Military Department who transferred from the Employees'  
10 Retirement System to the Employees' Pension System on or after April 1, 1998;

11           (11) a police officer employed by the Division of Rehabilitation Services  
12 in the Department of Education who:

13                   (i) is certified in accordance with the Maryland Police and  
14 Correctional Training Commissions; and

15                   (ii) transferred from the Employees' Retirement System to the  
16 Employees' Pension System on or after April 1, 1998;

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

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

24           (14) a police officer employed by the Baltimore City Community College  
25 who transferred from the Employees' Retirement System to the Employees' Pension  
26 System on or after December 1, 1996.

27 26–202.

28           (a) Except as provided in subsection (b) of this section, an individual  
29 described in § 26–201 of this subtitle is a member of the Law Enforcement Officers'  
30 Pension System as a condition of employment.

31           (b) (1) Subject to paragraph (2) of this subsection, membership in the Law  
32 Enforcement Officers' Pension System is optional for an individual described in §  
33 26–201 of this subtitle:

34                   (i) who was employed by the Department of Natural Resources  
35 on July 1, 1990 and who elects membership on or before December 31, 2002;

1 (ii) who was employed by the Field Enforcement Division on  
2 June 30, 1995 and who elects membership on or before December 31, 2002;

3 (iii) who was employed by the Maryland Transportation  
4 Authority on June 30, 1997 and who elects membership on or before December 31,  
5 2002;

6 (iv) who was employed by the Baltimore City Sheriff's  
7 Department on June 30, 1997 and who elects membership on or before December 31,  
8 2002;

9 (v) who was employed by the University of Maryland Police  
10 Force on June 30, 1999 and who elects membership on or before December 31, 2002;

11 (vi) who is employed by a participating governmental unit on the  
12 effective date of participation on or after July 1, 1999 for that participating  
13 governmental unit and who elects membership within 6 months of the effective date of  
14 participation;

15 (vii) who was employed by the Maryland Port Administration  
16 Police Force and was subsequently transferred to and employed by the Maryland  
17 Transportation Authority Police Force on July 1, 1998 and who elects membership on  
18 or before December 31, 2002;

19 (viii) who was employed by the office of the State Fire Marshal on  
20 June 30, 1998 and who elects membership on or before December 31, 2002;

21 (ix) who was employed by the Morgan State University Police  
22 Force on June 30, 1999 and who elects membership on or before December 31, 2002;

23 (x) who was employed by the BWI Airport Fire & Rescue  
24 Department on June 30, 2000, and who elects membership on or before December 31,  
25 2002;

26 (xi) who was employed by the Department of General Services,  
27 Department of Health and Mental Hygiene, Motor Vehicle Administration, and  
28 Department of Labor, Licensing, and Regulation Police Force on June 30, 2000 and  
29 who elects membership on or before December 31, 2002;

30 (xii) who was employed by the Military Department as a  
31 firefighter at Martin State Airport on June 30, 2001, and who elects membership on or  
32 before December 31, 2002;

33 (xiii) who was employed on June 30, 2002, by the Division of  
34 Rehabilitation Services in the Department of Education as a police officer certified in  
35 accordance with the Maryland Police and Correctional Training Commissions, and  
36 who elects membership on or before December 31, 2002;

1 (xiv) who was employed on June 30, 2004, by the Salisbury Fire  
2 Department as a firefighter or paramedic and who elects membership on or before  
3 December 31, 2004, if eligible under Title 31, Subtitle 2A of this article;

4 (xv) who was employed on June 30, 2005, by the Department of  
5 State Police as an aviator operating an aircraft for the State Emergency Medical  
6 System, and who elects membership on or before December 31, 2005;

7 (xvi) who was employed by the Military Department as a law  
8 enforcement officer at Martin State Airport on June 30, 2007, and who elects  
9 membership on or before December 31, 2007;

10 (xvii) who was a member of the Department of Public Safety and  
11 Correctional Services Internal Investigative Unit who has powers granted to a police  
12 officer under § 10–701 of the Correctional Services Article on June 30, 2007, and who  
13 elects membership on or before December 31, 2007; [or]

14 (xviii) who was employed on July 1, 2008, as a police officer by the  
15 Baltimore City Community College Police Force and who elects membership on or  
16 before December 31, 2008; OR

17 **(XIX) WHO WAS AN EMPLOYEE OF THE WARRANT**  
18 **APPREHENSION UNIT OF THE DIVISION OF PAROLE AND PROBATION IN THE**  
19 **DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES WITH**  
20 **POWERS GRANTED TO A PEACE OFFICER OR POLICE OFFICER UNDER § 6–106 OF**  
21 **THE CORRECTIONAL SERVICES ARTICLE ON JUNE 30, 2011, AND WHO ELECTS**  
22 **MEMBERSHIP ON OR BEFORE DECEMBER 31, 2011.**

23 (2) To elect to be a member of the Law Enforcement Officers' Pension  
24 System, an individual shall file a written application with the State Retirement  
25 Agency.

26 (3) If an individual does not elect membership during the applicable  
27 period specified under paragraph (1) of this subsection, the individual may not become  
28 a member of the Law Enforcement Officers' Pension System.

29 26–203.1.

30 (a) For members who transfer from the Employees' Pension System or the  
31 Employees' Retirement System, the Board of Trustees shall transfer to the  
32 accumulation fund of the Law Enforcement Officers' Pension System the employer  
33 contributions that were made to the Employees' Retirement System and the  
34 Employees' Pension System on behalf of those members who transferred, plus the  
35 interest earned on those contributions through the date of transfer.

36 (b) For those full-time employees of the BWI Airport Fire & Rescue  
37 Department who were employed on or after October 1, 1993 and who elect

1 membership in the Law Enforcement Officers' Pension System on or before December  
2 31, 2000, the Board of Trustees shall transfer to the accumulation fund of the Law  
3 Enforcement Officers' Pension System the employer contributions made to the  
4 Employees' Retirement System and the Employees' Pension System on behalf of those  
5 transferring members, plus the interest earned on those contributions through the  
6 date of transfer.

7 (c) (1) For members who transfer from a local pension system, the local  
8 pension system shall transfer to the Board of Trustees the employer contributions that  
9 were made to the local pension system on behalf of those members who transferred,  
10 plus the interest earned on those contributions through the date of transfer.

11 (2) The Board of Trustees shall deposit any funds transferred under  
12 paragraph (1) of this subsection in the accumulation fund of the Law Enforcement  
13 Officers' Pension System.

14 (d) (1) On or before January 1, 2006, for members who transfer from the  
15 Maryland Transit Administration Pension System established under § 7-603 of the  
16 Transportation Article, the Maryland Transit Administration shall transfer to the  
17 Board of Trustees the employer contributions made to the pension system established  
18 under § 7-603 of the Transportation Article on behalf of those members who transfer,  
19 plus the interest earned on those contributions through July 1, 2005.

20 (2) The Board of Trustees shall deposit any funds transferred under  
21 paragraph (1) of this subsection in the accumulation fund of the Law Enforcement  
22 Officers' Pension System.

23 (e) (1) This subsection applies to members of the Department of Public  
24 Safety and Correctional Services Internal Investigative Unit who:

25 (i) have the powers granted to a police officer under § 10-701 of  
26 the Correctional Services Article; and

27 (ii) transfer to the Law Enforcement Officers' Pension System  
28 on or before December 31, 2007.

29 (2) The Board of Trustees shall transfer to the accumulation fund of  
30 the Law Enforcement Officers' Pension System the employer contributions made to  
31 the Correctional Officers' Retirement System or the Employees' Pension System on  
32 behalf of those members under paragraph (1) of this subsection, plus the interest  
33 earned on those contributions through the date of transfer.

34 **(F) (1) THIS SUBSECTION APPLIES TO MEMBERS OF THE WARRANT**  
35 **APPREHENSION UNIT OF THE DIVISION OF PAROLE AND PROBATION IN THE**  
36 **DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES WHO:**



1                   **(I) HAVE THE POWERS GRANTED TO A PEACE OFFICER OR**  
2 **POLICE OFFICER UNDER § 6-106 OF THE CORRECTIONAL SERVICES ARTICLE;**  
3 **AND**

4                   **(II) TRANSFER TO THE LAW ENFORCEMENT OFFICERS'**  
5 **PENSION SYSTEM ON OR BEFORE DECEMBER 31, 2011.**

6                   **(2) THE BOARD OF TRUSTEES SHALL TRANSFER TO THE**  
7 **ACCUMULATION FUND OF THE LAW ENFORCEMENT OFFICERS' PENSION**  
8 **SYSTEM THE EMPLOYER CONTRIBUTIONS MADE TO THE CORRECTIONAL**  
9 **OFFICERS' RETIREMENT SYSTEM OR THE EMPLOYEES' PENSION SYSTEM ON**  
10 **BEHALF OF THOSE MEMBERS UNDER PARAGRAPH (1) OF THIS SUBSECTION,**  
11 **PLUS THE INTEREST EARNED ON THOSE CONTRIBUTIONS THROUGH THE DATE**  
12 **OF TRANSFER.**

13 **26-203.4.**

14                   **(A) THIS SECTION APPLIES TO EMPLOYEES OF THE WARRANT**  
15 **APPREHENSION UNIT OF THE DIVISION OF PAROLE AND PROBATION IN THE**  
16 **DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES WHO:**

17                   **(1) HAVE THE POWERS GRANTED TO A PEACE OFFICER OR POLICE**  
18 **OFFICER UNDER § 6-106 OF THE CORRECTIONAL SERVICES ARTICLE; AND**

19                   **(2) TRANSFER TO THE LAW ENFORCEMENT OFFICERS' PENSION**  
20 **SYSTEM ON OR BEFORE DECEMBER 31, 2011.**

21                   **(B) A MEMBER SHALL DEPOSIT IN THE ANNUITY SAVINGS FUND OF THE**  
22 **LAW ENFORCEMENT OFFICERS' PENSION SYSTEM CONTRIBUTIONS AT THE**  
23 **RATE OF 4% OF THE MEMBER'S EARNABLE COMPENSATION AFTER JULY 1, 2000,**  
24 **INCLUDING REGULAR INTEREST ON THE CONTRIBUTIONS AT THE RATE OF 5%**  
25 **PER YEAR COMPOUNDED ANNUALLY.**

26                   **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect**  
27 **June 1, 2011.**