

**HB0492/434968/1**

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 492  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 5 down through “System;” in line 7; in line 9, after “System” insert “in the same manner as certain other individuals”; strike beginning with “providing” in line 9 down through “benefit;” in line 13; strike beginning with “prohibiting” in line 15 down through “System;” in line 17; and in line 22, strike “23-225” and substitute “23-221”.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 4 on page 2 through line 2 on page 3, inclusive, and substitute:

“23-221.

(a) In this section, “active member” means a member who is not separated from employment with the State or a participating employer of the State.

(b) Except as provided in subsection [(c)] (D) of this section, this part applies to an individual who on or after June 30, 2006, is:

(1) an active member of the Employees’ Pension System or the Teachers’ Pension System; or

(2) a member of the Teachers’ Retirement System or Employees’ Retirement System who is subject to Selection C (Combination Formula) as provided in § 22-221 of this article.

(Over)

(c) (1) THIS SUBSECTION APPLIES TO AN INDIVIDUAL WHO WAS AN EMPLOYEE OF THE SOMERSET COUNTY ECONOMIC DEVELOPMENT COMMISSION ON JUNE 30, 2011, AND WHO REMAINS AN EMPLOYEE THROUGH THE EFFECTIVE DATE OF PARTICIPATION FOR THE SOMERSET COUNTY ECONOMIC DEVELOPMENT COMMISSION AS A PARTICIPATING GOVERNMENTAL UNIT.

(2) AN INDIVIDUAL DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION SHALL BE CONSIDERED SUBJECT TO THE ALTERNATE CONTRIBUTORY PENSION BENEFIT UNDER PART III OF THIS SUBTITLE IN THE SAME MANNER AS AN INDIVIDUAL WHO WAS A MEMBER OF THE EMPLOYEES' PENSION SYSTEM ON JUNE 30, 2011.

(D) This Part III does not apply to:

(1) an employee of a participating governmental unit participating in the Employees' Pension System that has not elected to participate in the Alternate Contributory Pension Selection under § 31-116.1 of this article or a former participating governmental unit, other than Frederick County, that has withdrawn from the Employees' Pension System; or

(2) a member of the Employees' Pension System or the Teachers' Pension System who transferred from the Employees' Retirement System or the Teachers' Retirement System after April 1, 1998."

AMENDMENT NO. 3

On page 5, in line 2, strike "(1)"; in the same line, strike "PARAGRAPH (2)" and substitute "SUBSECTION (B)"; in the same line, strike "SUBSECTION" and substitute "SECTION"; in line 11, strike "(2)" and substitute "(B)"; in the same line, strike "PARAGRAPH (1)" and substitute "SUBSECTION (A)"; in line 12, strike

“SUBSECTION” and substitute “SECTION”; and strike in their entirety lines 16 through 25, inclusive.

On page 6, strike beginning with “(I)” in line 10 down through “AN” in line 13 and substitute “AN”; in line 15, after “ARTICLE” insert “IN THE SAME MANNER AS AN INDIVIDUAL WHO WAS A MEMBER OF THE EMPLOYEES’ PENSION SYSTEM ON JUNE 30, 2011”; and strike in their entirety lines 16 through 22, inclusive.