

HB0607/776280/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 607
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, strike “EMERGENCY BILL”; in the sponsor line, strike “Delegate Kipke” and substitute “Health and Government Operations Committee”; strike in their entirety lines 2 and 3 and substitute:

“Judges’ Retirement System – Retiree Health Benefits – Mandatory Retirement”;

strike beginning with “requiring” in line 4 down through “Program” in line 12 and substitute “establishing the eligibility for State retiree health benefits for a retiree of the Judges’ Retirement System and the retiree’s spouse and dependent children when a retiree of the Judges’ Retirement System retired at a mandatory retirement age with less than a certain number of years of creditable service; providing for the calculation of a certain State subsidy; and generally relating to retiree health benefits”; and strike in their entirety lines 13 through 17, inclusive, and substitute:

“BY repealing and reenacting, without amendments,

Article – State Personnel and Pensions

Section 2–508(a)(1), (2)(ii), and (4)(ii)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 2–508(b)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)”.

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AMENDMENT NO. 2

On page 1, after line 20, insert:

“2-508.

(a) (1) In this section the following words have the meanings indicated.

(2) “Creditable service” means:

(ii) service while a member of the Judges’ Retirement System under Title 27 of this article;

(4) “State service” means service with the State by:

(ii) a member of the Judges’ Retirement System under Title 27 of this article;

(b) (1) This subsection applies to a retiree who:

(i) began State service on or before June 30, 2011; or

(ii) 1. began State service on or after July 1, 2011; and

2. is a retiree of the Judges’ Retirement System.

(2) A retiree may enroll and participate in the health insurance benefit options established under the Program if the retiree:

(i) ended State service with at least 10 years of creditable service and within 5 years before the age at which a vested retirement allowance normally would begin;

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(ii) ended State service with at least 16 years of creditable service;

(iii) ended State service on or before June 30, 1984;

(iv) retired directly from State service with a State retirement allowance on or after July 1, 1984, and had at least 5 years of creditable service; [or]

(v) retired directly from State service with a State disability retirement allowance on or after July 1, 1984; OR

(VI) RETIRED DIRECTLY FROM STATE SERVICE IN THE JUDGES' RETIREMENT SYSTEM AT THE MANDATORY RETIREMENT AGE REQUIRED BY ARTICLE IV, § 3 OF THE MARYLAND CONSTITUTION WITH LESS THAN 5 YEARS OF CREDITABLE SERVICE.

(3) (i) The surviving spouse or dependent child of a deceased retiree who was eligible to enroll may enroll and participate in the health insurance benefit options established under the Program as long as the spouse or child is receiving a periodic allowance under Division II of this article or the Maryland Transit Administration Retirement Plan under § 7-206 of the Transportation Article.

(ii) Subparagraph (i) of this paragraph does not apply to a deceased retiree's spouse or dependent child who receives an Option 1, Option 4, or Option 7 benefit under Division II of this article or a lump-sum payment of benefits under the Maryland Transit Administration Retirement Plan under § 7-206 of the Transportation Article.

(4) (i) If a retiree receives a State disability retirement allowance or has 16 or more years of creditable service, the retiree or the retiree's surviving spouse

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or dependent child is entitled to the same State subsidy allowed a State employee.

(ii) In all other cases, if a retiree has at least 5 years of creditable service, the retiree or the retiree's surviving spouse or dependent child is entitled to 1/16 of the State subsidy allowed a State employee for each year of the retiree's creditable service up to 16 years.

(iii) Notwithstanding subparagraph (ii) of this paragraph and subsection (a)(4)(i) of this section, if a retiree is an additional employee or agent of the State Racing Commission, for the purposes of determining a retiree's State subsidy, creditable service shall be determined with respect to service as an additional employee or agent beginning from the initial date of employment or January 1, 1986, whichever is later.

(IV) 1. THIS PARAGRAPH APPLIES ONLY TO A RETIREE OF THE JUDGES' RETIREMENT SYSTEM WHO RETIRED DIRECTLY FROM STATE SERVICE AT THE MANDATORY RETIREMENT AGE REQUIRED BY ARTICLE IV, § 3 OF THE MARYLAND CONSTITUTION WITH LESS THAN 5 YEARS OF CREDITABLE SERVICE.

2. NOTWITHSTANDING SUBPARAGRAPH (II) OF THIS PARAGRAPH, A RETIREE OF THE JUDGES' RETIREMENT SYSTEM OR THE RETIREE'S SURVIVING SPOUSE OR DEPENDENT CHILD IS ENTITLED TO 1/16 OF THE STATE SUBSIDY ALLOWED A STATE EMPLOYEE FOR EACH YEAR OF THE RETIREE'S CREDITABLE SERVICE."

On pages 1 through 6, strike in their entirety the lines beginning with line 21 on page 1 through line 11 on page 6, inclusive, and substitute:

"SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2021."