

HOUSE BILL 748

P6
HB 659/20 – APP

2lr1385

By: **Delegates Reilly, Adams, Anderton, Arian, Buckel, Chisholm, Griffith, Hornberger, Howard, Kipke, Kittleman, Lisanti, McComas, McKay, Munoz, Pippy, Rose, Saab, Szeliga, Thiam, and Wivell**

Introduced and read first time: February 3, 2022

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Law Enforcement Officers' Pension System – Benefits**

3 FOR the purpose of altering the method for calculating the retirement allowance for certain
4 retirees of the Law Enforcement Officers' Pension System for service earned on or
5 after a certain date; altering the maximum benefit that certain retirees of the Law
6 Enforcement Officers' Pension System may receive; and generally relating to the
7 Law Enforcement Officers' Pension System.

8 BY repealing and reenacting, with amendments,
9 Article – State Personnel and Pensions
10 Section 26–401(b)
11 Annotated Code of Maryland
12 (2015 Replacement Volume and 2021 Supplement)

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

15 **Article – State Personnel and Pensions**

16 26–401.

17 (b) (1) Except as provided in paragraphs (2), (3), and (4) of this subsection, on
18 retirement under this section, a member is entitled to receive a normal service retirement
19 allowance that equals:

20 (I) the number of years of the member's creditable service **ON OR**
21 **BEFORE JUNE 30, 2022**, multiplied by 2% of the member's average final compensation;
22 **AND**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(II) THE NUMBER OF YEARS OF THE MEMBER'S CREDITABLE**
2 **SERVICE ON OR AFTER JULY 1, 2022, MULTIPLIED BY 2.5% OF THE MEMBER'S**
3 **AVERAGE FINAL COMPENSATION.**

4 (2) A member's normal service retirement allowance under paragraph (1)
5 of this subsection may not exceed ~~[65%]~~ **70%** of the member's average final compensation.

6 (3) (i) This paragraph applies only to a member who is not subject to
7 the Law Enforcement Officers' Modified Pension Benefit under Subtitle 2, Part II of this
8 title.

9 (ii) Except as provided in paragraph (4) of this subsection, on
10 retirement under this paragraph, the member is entitled to receive a normal service
11 retirement allowance that equals:

12 1. 2.3% of the member's average final compensation
13 multiplied by each year of the member's first 30 years of creditable service; and

14 2. 1% of the member's average final compensation multiplied
15 by each year of creditable service in excess of 30 years.

16 (4) Subject to paragraph (2) of this subsection, on retirement under this
17 section, if a member's annuity is greater than the member's normal service retirement
18 allowance calculated under paragraph (1) or (3) of this subsection, the member's normal
19 service retirement allowance shall equal the member's annuity.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
21 1, 2022.