

SENATE BILL 997

P6

2lr3289
CF 2lr3290

By: **Senator Eckardt**

Introduced and read first time: February 23, 2022

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Correctional Officers' Retirement System – Talbot County**

3 FOR the purpose of requiring membership in the Correctional Officers' Retirement System
4 for certain local detention center officers of Talbot County in the event Talbot County
5 becomes a participating governmental unit in the Correctional Officers' Retirement
6 System; providing that certain local detention center officers who join the
7 Correctional Officers' Retirement System and receive certain service credit shall no
8 longer be members of the Employees' Pension System; and generally relating to
9 Talbot County's participation in the Correctional Officers' Retirement System.

10 BY adding to

11 Article – State Personnel and Pensions
12 Section 31–2B–08
13 Annotated Code of Maryland
14 (2015 Replacement Volume and 2021 Supplement)

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

17 **Article – State Personnel and Pensions**

18 **31–2B–08.**

19 **(A) THIS SECTION APPLIES TO AN INDIVIDUAL WHO IS A LOCAL DETENTION**
20 **CENTER OFFICER OF TALBOT COUNTY BEFORE THE EFFECTIVE DATE AND WHO**
21 **REMAINS A LOCAL DETENTION CENTER OFFICER OF TALBOT COUNTY THROUGH**
22 **THE EFFECTIVE DATE.**

23 **(B) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IF TALBOT**
24 **COUNTY BECOMES A PARTICIPATING GOVERNMENTAL UNIT IN THE CORRECTIONAL**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **OFFICERS' RETIREMENT SYSTEM, MEMBERSHIP IN THE CORRECTIONAL OFFICERS'**
2 **RETIREMENT SYSTEM IS MANDATORY FOR AN INDIVIDUAL DESCRIBED UNDER**
3 **SUBSECTION (A) OF THIS SECTION.**

4 (C) IF TALBOT COUNTY COMMENCES PARTICIPATION IN THE
5 CORRECTIONAL OFFICERS' RETIREMENT SYSTEM IN ACCORDANCE WITH
6 SUBSECTION (B) OF THIS SECTION, AN INDIVIDUAL DESCRIBED UNDER SUBSECTION
7 (A) OF THIS SECTION IS ENTITLED TO ELIGIBILITY SERVICE AND CREDITABLE
8 SERVICE IN THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM FOR
9 EMPLOYMENT WITH TALBOT COUNTY BEFORE THE EFFECTIVE DATE.

10 (D) ON JOINING THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM
11 AND RECEIVING SERVICE CREDIT AS PROVIDED UNDER SUBSECTION (C) OF THIS
12 SECTION, AN INDIVIDUAL DESCRIBED UNDER SUBSECTION (A) OF THIS SECTION
13 SHALL:

14 (1) NO LONGER BE A MEMBER OF THE EMPLOYEES' PENSION
15 SYSTEM; AND

16 (2) HAVE NO FURTHER RIGHTS TO ANY BENEFIT IN THE EMPLOYEES'
17 PENSION SYSTEM.

18 (E) THE TRANSFER OF CREDITABLE SERVICE FOR AN INDIVIDUAL
19 DESCRIBED IN SUBSECTION (A) OF THIS SECTION WHO IS A MEMBER OF THE
20 EMPLOYEES' PENSION SYSTEM THROUGH THE EFFECTIVE DATE, AND WHO
21 TRANSFERS TO THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM UNDER THIS
22 SECTION, IS NOT GOVERNED BY TITLE 37 OF THIS ARTICLE.

23 (F) IF TALBOT COUNTY BECOMES A PARTICIPATING GOVERNMENTAL UNIT
24 IN THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM, § 31-2B-05(C) OF THIS
25 SUBTITLE SHALL GOVERN THE TRANSFER AND CREDITING OF ASSETS ON THE
26 EFFECTIVE DATE.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
28 1, 2022.