

SENATE BILL 143

P6

4lr0431

(PRE-FILED)

By: **Senator Gallion**

Requested: June 1, 2023

Introduced and read first time: January 10, 2024

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Teachers' Retirement and Pension Systems – Reemployment**

3 FOR the purpose of clarifying a certain exemption from a certain reemployment offset for
4 retirees of the Teachers' Retirement System and Teachers' Pension System who are
5 reemployed by a local school system under certain conditions; providing for the
6 retroactive application of this Act; and generally relating to reemployment of retirees
7 of the Teachers' Retirement System and Teachers' Pension System.

8 BY repealing and reenacting, without amendments,

9 Article – State Personnel and Pensions

10 Section 22–406(c)(4)(xi) and (8)(ii) and 23–407(c)(4)(ix) and (8)(ii)

11 Annotated Code of Maryland

12 (2015 Replacement Volume and 2023 Supplement)

13 BY repealing and reenacting, with amendments,

14 Article – State Personnel and Pensions

15 Section 22–406(c)(8)(i) and 23–407(c)(8)(i)

16 Annotated Code of Maryland

17 (2015 Replacement Volume and 2023 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

19 That the Laws of Maryland read as follows:

20 **Article – State Personnel and Pensions**

21 22–406.

22 (c) (4) Except for an individual whose allowance is subject to a reduction as
23 provided under paragraphs (1)(iii) and (3) of this subsection, the reduction of an allowance
24 under this subsection does not apply to:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (xi) a retiree of the Teachers' Retirement System who is reemployed
2 by a local school system or the Maryland School for the Deaf and is rehired in accordance
3 with paragraph (8) of this subsection; or

4 (8) (i) In addition to any individuals rehired in accordance with
5 paragraph (5) of this subsection, and subject to subparagraph (ii) of this paragraph, each
6 superintendent of a local school system and the superintendent of the Maryland School for
7 the Deaf may rehire a maximum of five individuals who are retirees of the Teachers'
8 Retirement System in any position [at any school] in the superintendent's local school
9 system or the Maryland School for the Deaf.

10 (ii) The number of individuals rehired under subparagraph (i) of this
11 paragraph for each local school system or the Maryland School for the Deaf may not exceed
12 a total of five retirees at any one time when added to the number of individuals rehired
13 under § 23-407(c)(8)(i) of this article for that same local school system or the Maryland
14 School for the Deaf.

15 23-407.

16 (c) (4) Except for an individual whose allowance is subject to a reduction as
17 provided under paragraphs (1)(iii) and (3) of this subsection, the reduction of an allowance
18 under this subsection does not apply to:

19 (ix) a retiree of the Teachers' Pension System who is reemployed by
20 a local school system or the Maryland School for the Deaf and is rehired in accordance with
21 paragraph (8) of this subsection; or

22 (8) (i) In addition to any individuals rehired in accordance with
23 paragraph (5) of this subsection, and subject to subparagraph (ii) of this paragraph, each
24 superintendent of a local school system and the superintendent of the Maryland School for
25 the Deaf may rehire a maximum of five individuals who are retirees of the Teachers'
26 Pension System in any position [at any school] in the superintendent's local school system
27 or the Maryland School for the Deaf.

28 (ii) The number of individuals rehired under subparagraph (i) of this
29 paragraph for each local school system or the Maryland School for the Deaf may not exceed
30 a total of five retirees at any one time when added to the number of individuals rehired
31 under § 22-406(c)(8)(i) of this article for that same local school system or the Maryland
32 School for the Deaf.

33 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to
34 apply retroactively and shall be applied to and interpreted to affect retirees of the Teachers'
35 Retirement System or Teachers' Pension System reemployed on or after January 1, 2020.

36 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
37 1, 2024.