A BILL ENTITLED

AN ORDINANCE concerning: Pensions – Contingent Annuitant – Fire and Police Service Retirement Plans – Same Sex Marriage

FOR the purpose of allowing modification of the contingent annuitant election for certain retirees in the Fire and Police Pension Plans entering into same sex marriages with the contingent annuitant; and generally relating to pensions.

BY adding: § 5-1-408(f)
Anne Arundel County Code (2005, as amended)

SECTION 1. Be it enacted by the County Council of Anne Arundel County, Maryland, That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:

ARTICLE 5. PENSIONS

TITLE 1. GENERAL PROVISIONS

5-1-408. Contingent annuitant.

(F) Same sex marriage to contingent annuitant. IF A PARTICIPANT IN THE FIRE SERVICE RETIREMENT PLAN OR THE POLICE SERVICE RETIREMENT PLAN RETIRED BEFORE JANUARY 1, 2013, AND ELECTED THE CONTINGENT ANNUITANT OPTION NAMING A MEMBER OF THE SAME SEX AS THE CONTINGENT ANNUITANT, RESULTING IN A

EXPLANATION: CAPITALS indicate new matter added to existing law. [[Brackets]] indicate matter deleted from existing law. Captions and taglines in bold in this bill are catchwords and are not law.
REDUCTION OF THE PARTICIPANT’S PENSION BENEFIT, AND, ON OR AFTER JANUARY 1, 2013, THE PARTICIPANT MARRIED THE NAMED CONTINGENT ANNUITANT, THEN:

(1) THE PARTICIPANT’S PENSION BENEFIT SHALL BE RESTORED TO THE FULL BENEFIT; AND

(2) THE PARTICIPANT SHALL BE ENTITLED TO A LUMP SUM PAYMENT OF THE AMOUNT BY WHICH BENEFITS WERE REDUCED BETWEEN THE DATE OF RETIREMENT AND JANUARY 1, 2023.

SECTION 2. And be it further enacted, That this Ordinance shall take effect 45 days from the date it becomes law.

READ AND PASSED this 4th day of April, 2022

By Order:

Laura Corby
Administrative Officer

PRESENTED to the County Executive for his approval this 5th day of April, 2022

Laura Corby
Administrative Officer

APPROVED AND ENACTED this 14th day of April, 2022

Steuart Pittman
County Executive

EFFECTIVE DATE: May 29, 2022

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO. 27-22 THE ORIGINAL OF WHICH IS RETAINED IN THE FILES OF THE COUNTY COUNCIL.

Laura Corby
Administrative Officer