

Expedited Bill No. 39-23
Concerning: OPT/SLT Bargaining Units –
Pension Multipliers – Corrections for
Group E and J Members
Revised: 11/14/2023 Draft No. 3
Introduced: October 11, 2023
Enacted: November 14, 2023
Executive: November 17, 2023
Effective: November 17, 2023
Sunset Date: None
Ch. 34 , Laws of Mont. Co. 2023

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the Request of the County Executive

AN EXPEDITED ACT to:

- (1) amend Group E and Group J pension multipliers to correct a drafting error;
- (2) implement bargained terms regarding the multipliers; and
- (3) generally amend pension and retirement laws.

By amending

Montgomery County Code
Chapter 33, Personnel and Human Resources
Section 33-42

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

Sec. 1. Section 33-42 is amended as follows:

33-42. Amount of pension at normal retirement date or early retirement date.

* * *

(b) *Amount of pension at normal retirement date.*

* * *

(2) Pension amount for an Integrated Retirement Plan member.

* * *

(C) For a Group E member in the integrated retirement plan who retires on a normal retirement, the annual pension must be computed as follows:

* * *

(ii) From the month the member reaches Social Security normal retirement age: [1.25] 1.65 percent of average final earnings up to the Social Security maximum covered compensation in effect on the date of retirement for each year of credited service to a maximum of 30 years plus sick leave credits, plus 2.6 percent of average final earnings above the Social Security maximum covered compensation in effect on the date of retirement for each of the first 25 years of credited service completed, and 2.25 percent of average final earnings above the Social Security maximum covered compensation in effect on the date of retirement for each year of credited service of more than 25 years, to a maximum of 30 years plus sick leave credits. Years of credited service of less than one full year must be prorated. Sick leave credits used

28 for years in excess of 25 years must be credited at 2
29 percent of average final earnings above the Social
30 Security maximum covered compensation in effect
31 on the date of retirement. The County must increase
32 this initial amount by the cost-of-living adjustments
33 provided under Section 33-44(c) for the period from
34 the member's date of retirement to the month in
35 which the member reaches Social Security retirement
36 age. Beginning July 1, 2024, from the month the
37 member reaches the maximum Social Security
38 retirement benefit age: [1.25] 1.65 percent of average
39 final earnings up to the Social Security maximum
40 covered compensation in effect on the date of
41 retirement for each year of credited service to a
42 maximum of 30 years plus sick leave credits, plus 2.6
43 percent of average final earnings above the Social
44 Security maximum covered compensation in effect
45 on the date of retirement for each of the first 25 years
46 of credited service completed, and 2.25 percent of
47 average final earnings above the Social Security
48 maximum covered compensation in effect on the date
49 of retirement for each year of credited service of more
50 than 25 years, to a maximum of 30 years plus sick
51 leave credits. Years of credited service of less than
52 one full year must be prorated. Sick leave credits used
53 for years in excess of 25 years must be credited at 2
54 percent of average final earnings above the Social

55 Security maximum covered compensation in effect
 56 on the date of retirement. The County must increase
 57 this initial amount by the cost-of-living adjustments
 58 provided under Section 33-44(c) for the period from
 59 the member's date of retirement to the month in
 60 which the member reaches the maximum Social
 61 Security retirement benefit age.

62 * * *

63 (F) For a Group J member in the integrated retirement plan who
 64 retires on a normal retirement, the annual pension must be
 65 computed as follows:

66 * * *

67 (ii) From the month the member reaches Social Security
 68 normal retirement age: [1.25] 1.65 percent of average
 69 final earnings up to the Social Security maximum
 70 covered compensation in effect on the date of
 71 retirement for each year of credited service to a
 72 maximum of 30 years plus sick leave credits, plus 2.5
 73 percent of average final earnings above the Social
 74 Security maximum covered compensation in effect
 75 on the date of retirement for each of the first 25 years
 76 of credited service completed, and 2 percent of
 77 average final earnings above the Social Security
 78 maximum covered compensation in effect on the date
 79 of retirement for each year of credited service of more
 80 than 25 years, to a maximum of 30 years plus sick
 81 leave credits. Years of credited service of less than

82 one full year must be prorated. Sick leave credits used
83 for years in excess of 25 years must be credited at 2
84 percent of average final earnings above the Social
85 Security maximum covered compensation in effect
86 on the date of retirement. The County must increase
87 this initial amount by the cost-of-living adjustments
88 provided under Section 33-44(c) for the period from
89 the member's date of retirement to the month in
90 which the member reaches Social Security retirement
91 age. Beginning July 1, 2024, from the month the
92 member reaches the maximum Social Security
93 retirement benefit age: [1.25] 1.65 percent of average
94 final earnings up to the Social Security maximum
95 covered compensation in effect on the date of
96 retirement for each year of credited service to a
97 maximum of 30 years plus sick leave credits, plus 2.5
98 percent of average final earnings above the Social
99 Security maximum covered compensation in effect
100 on the date of retirement for each of the first 25 years
101 of credited service completed, and 2 percent of
102 average final earnings above the Social Security
103 maximum covered compensation in effect on the date
104 of retirement for each year of credited service of more
105 than 25 years, to a maximum of 30 years plus sick
106 leave credits. Years of credited service of less than
107 one full year must be prorated. Sick leave credits used
108 for years in excess of 25 years must be credited at 2

109 percent of average final earnings above the Social
110 Security maximum covered compensation in effect
111 on the date of retirement. The County must increase
112 this initial amount by the cost-of-living adjustments
113 provided under Section 33-44(c) for the period from
114 the member's date of retirement to the month in
115 which the member reaches the maximum Social
116 Security retirement benefit age.

117 * * *

118 **Sec. 2. Effective date.** The Council declares that this legislation is necessary
119 for the immediate protection of the public interest. This Act takes effect on the date
120 on which it becomes law.

Approved:


Evan Glass, President, County Council

November 14, 2023

Date

Approved:



November 17, 2023

Marc Elrich, County Executive

Date

This is a correct copy of Council action.



November 17, 2023

Sara R. Tenenbaum, Clerk of the Council

Date