

HOUSE BILL 804

P6

3lr1924
CF SB 466

By: **Delegate Forbes (Chair, Joint Committee on Pensions)**

Introduced and read first time: February 8, 2023

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **State Retirement and Pension System – Amortization of Unfunded Liabilities**
3 **and Surpluses**

4 FOR the purpose of altering the amortization periods to be used for certain unfunded
5 liabilities or surpluses of the State Retirement and Pension System; and generally
6 relating to the funding of the State Retirement and Pension System.

7 BY repealing and reenacting, with amendments,
8 Article – State Personnel and Pensions
9 Section 21–304(d)
10 Annotated Code of Maryland
11 (2015 Replacement Volume and 2022 Supplement)

12 BY adding to
13 Article – State Personnel and Pensions
14 Section 21–304(e)
15 Annotated Code of Maryland
16 (2015 Replacement Volume and 2022 Supplement)

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

19 **Article – State Personnel and Pensions**

20 21–304.

21 (d) **(1)** Beginning July 1, [2013] **2023**, each year the Board of Trustees shall
22 set contribution rates for each State system that shall amortize:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 [(1)] (I) all unfunded liabilities or surpluses accrued as of June 30, [2013]
2 **2023**, over [25 years] **THE TIME REMAINING UNTIL JUNE 30, 2038**; and

3 [(2)] (II) any new unfunded liabilities or surpluses that have accrued from
4 July 1 of the preceding fiscal year over [the time remaining until June 30, 2038, to reflect]:

5 [(i)] 1. **15 YEARS FOR** experience gains and losses;

6 [(ii)] 2. **25 YEARS FOR** the effect of changes in actuarial
7 assumptions and methods; [and]

8 [(iii)] 3. **AT LEAST 10 BUT NOT EXCEEDING 15 YEARS FOR** the
9 effect of **ANY NEW** legislation [effective on or after July 1, 2013]; **AND**

10 4. **5 YEARS FOR ACCRUED LIABILITY RESULTING FROM**
11 **LEGISLATION PROVIDING FOR THE EARLY RETIREMENT OF STATE EMPLOYEES.**

12 (2) **ON RECOMMENDATION OF THE SYSTEM'S ACTUARY, FOR THE**
13 **PURPOSE OF MITIGATING TAIL VOLATILITY IN THE ANNUAL CONTRIBUTION RATE,**
14 **THE BOARD OF TRUSTEES MAY ADJUST THE PERIOD OF AMORTIZATION UNDER**
15 **PARAGRAPH (1)(II) OF THIS SUBSECTION FOR LIABILITIES OR SURPLUSES ACCRUED**
16 **IN ANY FISCAL YEAR.**

17 (E) **THE BOARD OF TRUSTEES MAY NOT CERTIFY CONTRIBUTION RATES**
18 **UNDER THIS SECTION THAT WOULD RESULT IN A CONTRIBUTION RATE BELOW THE**
19 **NORMAL COST, AS DETERMINED BY THE SYSTEM'S ACTUARY.**

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
21 1, 2023.