

# SENATE BILL 115

P6  
HB 659/20 – APP

(PRE-FILED)

2lr1187

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By: **Senator Jackson**

Requested: November 1, 2021

Introduced and read first time: January 12, 2022

Assigned to: Budget and Taxation

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 16, 2022

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Law Enforcement Officers' Pension System – Benefits Officers – Compensation**  
3 **and Benefits – Study**

4 FOR the purpose of ~~altering the method for calculating the retirement allowance for certain~~  
5 ~~retirees of the Law Enforcement Officers' Pension System for service earned on or~~  
6 ~~after a certain date; altering the maximum benefit that certain retirees of the Law~~  
7 ~~Enforcement Officers' Pension System may receive; and generally relating to the~~  
8 ~~Law Enforcement Officers' Pension System requiring the Governor's Office of Crime~~  
9 ~~Prevention, Youth, and Victim Services to study and report on the compensation and~~  
10 ~~benefits of law enforcement officers in the State; requiring certain units of State~~  
11 ~~government to provide assistance to the Office; and generally relating to the~~  
12 ~~compensation and benefits of law enforcement officers in the State.~~

13 ~~BY repealing and reenacting, with amendments,~~  
14 ~~Article – State Personnel and Pensions~~  
15 ~~Section 26–401(b)~~  
16 ~~Annotated Code of Maryland~~  
17 ~~(2015 Replacement Volume and 2021 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~~**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 ~~26-401.~~

2 ~~(b) (1) Except as provided in paragraphs (2), (3), and (4) of this subsection, on~~  
 3 ~~retirement under this section, a member is entitled to receive a normal service retirement~~  
 4 ~~allowance that equals:~~

5 ~~(i) the number of years of the member's creditable service ON OR~~  
 6 ~~BEFORE JUNE 30, 2022, multiplied by 2% of the member's average final compensation;~~  
 7 ~~AND~~

8 ~~(ii) THE NUMBER OF YEARS OF THE MEMBER'S CREDITABLE~~  
 9 ~~SERVICE ON OR AFTER JULY 1, 2022, MULTIPLIED BY 2.5% OF THE MEMBER'S~~  
 10 ~~AVERAGE FINAL COMPENSATION.~~

11 ~~(2) A member's normal service retirement allowance under paragraph (1)~~  
 12 ~~of this subsection may not exceed [65%] 70% of the member's average final compensation.~~

13 ~~(3) (i) This paragraph applies only to a member who is not subject to~~  
 14 ~~the Law Enforcement Officers' Modified Pension Benefit under Subtitle 2, Part II of this~~  
 15 ~~title.~~

16 ~~(ii) Except as provided in paragraph (4) of this subsection, on~~  
 17 ~~retirement under this paragraph, the member is entitled to receive a normal service~~  
 18 ~~retirement allowance that equals:~~

19 ~~1. 2.3% of the member's average final compensation~~  
 20 ~~multiplied by each year of the member's first 30 years of creditable service; and~~

21 ~~2. 1% of the member's average final compensation multiplied~~  
 22 ~~by each year of creditable service in excess of 30 years.~~

23 ~~(4) Subject to paragraph (2) of this subsection, on retirement under this~~  
 24 ~~section, if a member's annuity is greater than the member's normal service retirement~~  
 25 ~~allowance calculated under paragraph (1) or (3) of this subsection, the member's normal~~  
 26 ~~service retirement allowance shall equal the member's annuity.~~

27 (a) The Governor's Office of Crime Prevention, Youth, and Victim Services shall  
 28 conduct a comprehensive study of the compensation and benefits of law enforcement  
 29 officers in the State.

30 (b) (1) The study shall review the differences in:

31 (i) salaries paid to law enforcement officers of State and local  
 32 governments;

1                   (ii) retirement benefits provided to law enforcement officers of State  
2 and local governments, including participation in social security;

3                   (iii) health benefits offered to law enforcement officers of State and  
4 local governments; and

5                   (iv) other fringe benefits provided to law enforcement officers of State  
6 and local governments.

7           (2) To the extent information is available, the study shall review:

8                   (i) the migration of law enforcement officers between departments;

9                   (ii) the attrition rates of newly certified law enforcement officers;

10                  (iii) the average length of active service for law enforcement officers  
11 of State and local governments; and

12                  (iv) the number of actively employed law enforcement officers who  
13 have retired from another law enforcement agency in State or local government.

14           (c) (1) The following units of State government shall provide assistance to the  
15 Governor's Office of Crime Prevention, Youth, and Victim Services by providing  
16 information necessary to conduct the study:

17                   (i) the Department of Budget and Management;

18                   (ii) the State Retirement Agency;

19                   (iii) the Maryland Police Training and Standards Commission;

20                   (iv) the Maryland Association of Counties;

21                   (v) the Maryland Municipal League;

22                   (vi) the Maryland State Police; and

23                   (vii) any exclusive bargaining representative for a State or local law  
24 enforcement agency.

25           (2) An entity identified under paragraph (1) of this subsection may not be  
26 required to provide any confidential information for which it is precluded by law from  
27 disclosing.

28           (d) On or before December 1, 2022, the Governor's Office of Crime Prevention,  
29 Youth, and Victim Services shall submit a report on the study required under subsection  
30 (a) of this section to the Senate Budget and Taxation Committee, the House Appropriations

1 Committee, and the Joint Committee on Pensions, in accordance with § 2–1257 of the State  
2 Government Article.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
4 1, 2022.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.