

SENATE BILL 497

K4

2lr2291
CF 2lr1869

By: **Senators Jones–Rodwell, Currie, DeGrange, Madaleno, McFadden, and Robey**

Introduced and read first time: February 2, 2012

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Employees' Retirement and Pension Systems – Reemployment of Retirees –**
3 **Parole and Probation Employees**

4 FOR the purpose of exempting certain individuals who are retirees of the Employees'
5 Retirement System or the Employees' Pension System from certain earnings
6 offsets under certain circumstances if the individuals are reemployed as parole
7 and probation employees; and generally relating to reemployment of certain
8 retirees of the Employees' Retirement System or Employees' Pension System.

9 BY repealing and reenacting, with amendments,
10 Article – State Personnel and Pensions
11 Section 22–406(c)(4)(viii) and (ix) and 23–407(c)(4)(vi) and (vii)
12 Annotated Code of Maryland
13 (2009 Replacement Volume and 2011 Supplement)

14 BY adding to
15 Article – State Personnel and Pensions
16 Section 22–406(c)(4)(x) and 23–407(c)(4)(viii)
17 Annotated Code of Maryland
18 (2009 Replacement Volume and 2011 Supplement)

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

21 **Article – State Personnel and Pensions**

22 22–406.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

4 (viii) a retiree of the Employees' Retirement System who is
 5 reemployed on a contractual basis by the Department of Health and Mental Hygiene
 6 as a health care practitioner, as defined in § 1–301 of the Health Occupations Article,
 7 in:

8 1. a State residential center as defined in § 7–101 of the
 9 Health – General Article;

10 2. a chronic disease center subject to Title 19, Subtitle 5
 11 of the Health – General Article;

12 3. a State facility as defined in § 10–101 of the
 13 Health – General Article; or

14 4. a local health department subject to Title 3, Subtitle 2
 15 of the Health – General Article; [or]

16 (ix) a retiree of the Employees' Retirement System and the
 17 Judges' Retirement System who is temporarily assigned to sit in a court of this State
 18 under the authority of Article IV, § 3A of the Maryland Constitution; **OR**

19 **(X) A RETIREE OF THE EMPLOYEES' RETIREMENT SYSTEM**
 20 **WHO IS REEMPLOYED ON A CONTRACTUAL BASIS AS A PAROLE AND PROBATION**
 21 **EMPLOYEE AS DESCRIBED IN § 6–108 OF THE CORRECTIONAL SERVICES**
 22 **ARTICLE.**

23 23–407.

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

27 (vi) a retiree of the Employees' Pension System who is
 28 reemployed on a contractual basis by the Department of Health and Mental Hygiene
 29 as a health care practitioner, as defined in § 1–301 of the Health Occupations Article
 30 in:

31 1. a State residential center as defined in § 7–101 of the
 32 Health – General Article;

33 2. a chronic disease center subject to Title 19, Subtitle 5
 34 of the Health – General Article;

1 3. a State facility as defined in § 10–101 of the
2 Health – General Article; or

3 4. a local health department subject to Title 3, Subtitle 2
4 of the Health – General Article; [or]

5 (vii) a retiree of the Employees’ Pension System and the Judges’
6 Retirement System who is temporarily assigned to sit in a court of this State under
7 the authority of Article IV, § 3A of the Maryland Constitution; **OR**

8 **(VIII) A RETIREE OF THE EMPLOYEES’ PENSION SYSTEM WHO**
9 **IS REEMPLOYED ON A CONTRACTUAL BASIS AS A PAROLE AND PROBATION**
10 **EMPLOYEE AS DESCRIBED IN § 6–108 OF THE CORRECTIONAL SERVICES**
11 **ARTICLE.**

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 July 1, 2012.