

SENATE BILL 997

P6

2lr3289
CF HB 1476

By: **Senator Eckardt**

Introduced and read first time: February 23, 2022

Assigned to: Rules

Re-referred to: Judicial Proceedings, February 28, 2022

Re-referred to: Budget and Taxation, March 2, 2022

Committee Report: Favorable

Senate action: Adopted

Read second time: March 10, 2022

CHAPTER _____

1 AN ACT concerning

2 **Correctional Officers' Retirement System – Talbot County**

3 FOR the purpose of requiring membership in the Correctional Officers' Retirement System
4 for certain local detention center officers of Talbot County in the event Talbot County
5 becomes a participating governmental unit in the Correctional Officers' Retirement
6 System; providing that certain local detention center officers who join the
7 Correctional Officers' Retirement System and receive certain service credit shall no
8 longer be members of the Employees' Pension System; and generally relating to
9 Talbot County's participation in the Correctional Officers' Retirement System.

10 BY adding to

11 Article – State Personnel and Pensions

12 Section 31–2B–08

13 Annotated Code of Maryland

14 (2015 Replacement Volume and 2021 Supplement)

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

17 **Article – State Personnel and Pensions**

18 **31–2B–08.**

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 **(A) THIS SECTION APPLIES TO AN INDIVIDUAL WHO IS A LOCAL DETENTION**
2 **CENTER OFFICER OF TALBOT COUNTY BEFORE THE EFFECTIVE DATE AND WHO**
3 **REMAINS A LOCAL DETENTION CENTER OFFICER OF TALBOT COUNTY THROUGH**
4 **THE EFFECTIVE DATE.**

5 **(B) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IF TALBOT**
6 **COUNTY BECOMES A PARTICIPATING GOVERNMENTAL UNIT IN THE CORRECTIONAL**
7 **OFFICERS' RETIREMENT SYSTEM, MEMBERSHIP IN THE CORRECTIONAL OFFICERS'**
8 **RETIREMENT SYSTEM IS MANDATORY FOR AN INDIVIDUAL DESCRIBED UNDER**
9 **SUBSECTION (A) OF THIS SECTION.**

10 **(C) IF TALBOT COUNTY COMMENCES PARTICIPATION IN THE**
11 **CORRECTIONAL OFFICERS' RETIREMENT SYSTEM IN ACCORDANCE WITH**
12 **SUBSECTION (B) OF THIS SECTION, AN INDIVIDUAL DESCRIBED UNDER SUBSECTION**
13 **(A) OF THIS SECTION IS ENTITLED TO ELIGIBILITY SERVICE AND CREDITABLE**
14 **SERVICE IN THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM FOR**
15 **EMPLOYMENT WITH TALBOT COUNTY BEFORE THE EFFECTIVE DATE.**

16 **(D) ON JOINING THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM**
17 **AND RECEIVING SERVICE CREDIT AS PROVIDED UNDER SUBSECTION (C) OF THIS**
18 **SECTION, AN INDIVIDUAL DESCRIBED UNDER SUBSECTION (A) OF THIS SECTION**
19 **SHALL:**

20 **(1) NO LONGER BE A MEMBER OF THE EMPLOYEES' PENSION**
21 **SYSTEM; AND**

22 **(2) HAVE NO FURTHER RIGHTS TO ANY BENEFIT IN THE EMPLOYEES'**
23 **PENSION SYSTEM.**

24 **(E) THE TRANSFER OF CREDITABLE SERVICE FOR AN INDIVIDUAL**
25 **DESCRIBED IN SUBSECTION (A) OF THIS SECTION WHO IS A MEMBER OF THE**
26 **EMPLOYEES' PENSION SYSTEM THROUGH THE EFFECTIVE DATE, AND WHO**
27 **TRANSFERS TO THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM UNDER THIS**
28 **SECTION, IS NOT GOVERNED BY TITLE 37 OF THIS ARTICLE.**

29 **(F) IF TALBOT COUNTY BECOMES A PARTICIPATING GOVERNMENTAL UNIT**
30 **IN THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM, § 31-2B-05(C) OF THIS**
31 **SUBTITLE SHALL GOVERN THE TRANSFER AND CREDITING OF ASSETS ON THE**
32 **EFFECTIVE DATE.**

33 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
34 1, 2022.