

HOUSE BILL 773

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CF SB 496

By: **Delegate Griffith (Chair, Joint Committee on Pensions) and Delegates
Aumann, Bates, Branch, Haynes, Heller, James, and Levy**

Introduced and read first time: February 5, 2010

Assigned to: Appropriations

Committee Report: Favorable

House action: Adopted

Read second time: March 2, 2010

CHAPTER _____

1 AN ACT concerning

2 **Law Enforcement Officers' Pension System – Deferred Retirement Option**
3 **Program – Participation**

4 FOR the purpose of clarifying that “creditable service” does not include certain unused
5 sick leave with regard to determining eligibility to participate in the Deferred
6 Retirement Option Program (DROP) by certain members of the Law
7 Enforcement Officers' Pension System; clarifying that “creditable service” does
8 not include certain unused sick leave with regard to determining the length of
9 time certain members of the Law Enforcement Officers' Pension System may
10 participate in the DROP; and generally relating to participation in the Deferred
11 Retirement Option Program in the Law Enforcement Officers' Pension System.

12 BY repealing and reenacting, with amendments,
13 Article – State Personnel and Pensions
14 Section 26–401.1(c) and (d)
15 Annotated Code of Maryland
16 (2009 Replacement Volume and 2009 Supplement)

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

19 **Article – State Personnel and Pensions**

20 26–401.1.

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 (c) **(1)** **IN THIS SUBSECTION, “CREDITABLE SERVICE” DOES NOT**
 2 **INCLUDE CREDIT FOR UNUSED SICK LEAVE AS PROVIDED IN § 20–206 OF THIS**
 3 **ARTICLE.**

4 **(2)** A member of the Law Enforcement Officers’ Pension System is
 5 eligible to participate in the DROP if the member has at least 25 and less than 30
 6 years of creditable service.

7 (d) **(1)** **IN THIS SUBSECTION, “CREDITABLE SERVICE” DOES NOT**
 8 **INCLUDE CREDIT FOR UNUSED SICK LEAVE AS PROVIDED IN § 20–206 OF THIS**
 9 **ARTICLE.**

10 **(2)** An eligible member may elect to participate in the DROP for a
 11 period not to exceed the lesser of:

12 **[(1)] (I)** 5 years;

13 **[(2)] (II)** the difference between 30 years and the member’s creditable
 14 service as of the date of the member’s election to participate in the DROP and retire
 15 from the Law Enforcement Officers’ Pension System; or

16 **[(3)] (III)** a term selected by the member.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 18 July 1, 2010.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.