

Chapter 697

(House Bill 773)

AN ACT concerning

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

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

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

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

Article – State Personnel and Pensions

26–401.1.

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

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

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

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

[(1)] (I) 5 years;

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

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

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

Approved by the Governor, May 20, 2010.