

**Article 88B – State Police**

53.

(n) (3) UPON THE RECEIPT OF PROPER PROOFS OF THE DEATH OF A MEMBER WHO WAS RETIRED UNDER THE PROVISIONS OF SUBSECTION (E) OF THIS SECTION, THERE SHALL BE PAID SURVIVING SPOUSE'S INSURANCE BENEFITS AND PARENTS' INSURANCE BENEFITS WHICH ARE TO BE COMPUTED AND PAID IN ACCORDANCE WITH THE PROVISIONS OF TITLE II OF THE FEDERAL SOCIAL SECURITY ACT AS IN EFFECT AT THE TIME THE SURVIVOR INITIALLY IS ELIGIBLE FOR PAYMENT, IF:

(I) THE SURVIVING SPOUSE OR DEPENDENT PARENT IS NOT OTHERWISE ELIGIBLE TO RECEIVE SURVIVING SPOUSE'S INSURANCE BENEFITS OR PARENTS' INSURANCE BENEFITS UNDER TITLE II OF THE FEDERAL SOCIAL SECURITY ACT;

(II) THE MONTHLY EARNINGS USED IN THE SOCIAL SECURITY ACT CALCULATION ARE THE LESSER OF:

1. ONE-TWELFTH OF THE MEMBER'S AVERAGE FINAL COMPENSATION; OR

2. THE MAXIMUM SOCIAL SECURITY MONTHLY EARNINGS THAT MAY BE USED IN THE CALCULATION; AND

(III) THE INSURANCE BENEFITS DO NOT INCLUDE ANY TYPE OF COST OF LIVING ADJUSTMENTS THAT THE FEDERAL GOVERNMENT MAY PROVIDE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1990.

Approved May 29, 1990.

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CHAPTER 575

(House Bill 550)

AN ACT concerning

**State Personnel – University of Maryland Medical System Corporation – State Employees' Health Insurance**

FOR the purpose of allowing former employees of the University of Maryland Medical System Corporation receiving a retirement allowance under certain State retirement and pension systems to participate in the State Employees' Health Insurance Program; defining "State service" for purposes of determining eligibility and amount of benefits under the State Employees' Health Insurance Program to include certain service as an employee of the University of Maryland