

Employees' Retirement and Pension Systems – Disability Beneficiaries

FOR the purpose of ~~repealing~~ altering certain provisions requiring a certain reduction under certain circumstances in the retirement allowance of a disability beneficiary of the ~~Employees' Retirement System of the State of Maryland or the Pension System for Employees of the State of Maryland~~ Maryland State Retirement and Pension Systems; and generally relating to retirement allowances for disability beneficiaries under ~~certain State employees' retirement and pension systems~~ Maryland State Retirement and Pension Systems.

BY repealing and reenacting, with amendments,

Article 73B – Pensions

Section 11(8) ~~and 117(9)~~, 86(5), 117(9), and 145(9)(b) and (c)

Annotated Code of Maryland

(1988 Replacement Volume and 1989 Supplement)

BY repealing and reenacting, with amendments,

Article 88B – State Police

Section 53(g)

Annotated Code of Maryland

(1985 Replacement Volume and 1989 Supplement)

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

Article 73B – Pensions

11.

(8) (A) Once each year, the board of trustees may, and upon his application shall, require any disability beneficiary who has not yet attained the age of 60 to undergo a medical examination, such examination to be made at the place of residence of such beneficiary or other place mutually agreed upon, by a physician or physicians designated by the board of trustees. Should any disability beneficiary who has not yet attained the age of 60 refuse to submit to such medical examination, his allowance may be discontinued until his withdrawal of such refusal, and should his refusal continue for one year, all his rights in and to his pension may be revoked by the board of trustees[:].

~~{(a)}~~ (B) (i) In this paragraph, “retirement allowance” means the allowance payable without optional modification as provided in subsection (11) of this section.

(ii) If the medical board reports and certifies to the board of trustees that any ORDINARY disability beneficiary UNDER THE AGE OF 60 is engaged in or is able to engage in a gainful occupation paying more than the difference between his retirement allowance at the time of his retirement and his average final compensation plus ~~\$3,000~~ \$5,000, and if the board of trustees concurs in the report, then the amount of his pension shall be reduced.