

## CHAPTER 805

(Senate Bill 10)

AN ACT to repeal and re-enact, with amendments, Section 3(5) of Article 73B of the Annotated Code of Maryland (1957 Edition), title "Pensions"; to repeal Section 6(c) of Article 73B of the said Code title "Pensions"; to repeal and re-enact, with amendments, Section 9(7) of Article 73B of the said Code, title "Pensions"; to add a new Section 27A to Article 73B of the said Code, title "Pensions," sub-title "Employees of Municipal Corporations," to follow immediately after Section 27 thereof; to repeal Section 28 of Article 73B of the said Code, title "Pensions," sub-title, "Employees of Municipal Corporations"; to provide that officials elected or appointed for fixed terms may become members of the Employees' Retirement System; RELATING TO CREDIT FOR PRIOR SERVICE TO ELECTED OR APPOINTED OFFICIALS UNDER THE RETIREMENT SYSTEM; to provide that employees of the State, a county or a municipal corporation may obtain credit in the Employees' Retirement System for previous service since October 1, 1941, as employees or officials of the State, a county or a municipal corporation in certain instances; to provide an additional retirement benefit for certain officers or employees of participating municipal corporations; ~~and relating generally to the Employees' Retirement System.~~

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Sections 3(5) and 9(7) of Article 73B of the Annotated Code of Maryland (1957 Edition), title "Pensions" be and they are hereby repealed and re-enacted, with amendments, to read as follows:

3(5) Optional membership of certain officials.—Notwithstanding anything to the contrary in this article, membership in the Retirement System shall be optional with any class of [elected officials, or with any class of] officials *elected or appointed for fixed terms; or with any desk officer or employee of either house of the General Assembly who receives an annual salary as his compensation for such employment, who shall be deemed to be an appointed official within the application of this subsection. [Such elected or appointed officials now in office may become members of the Employees' Retirement System by making application for such membership within six months after July 1, 1957.]* All officials elected or appointed *for fixed terms* on or after July 1, 1957, may become members of the system upon making application therefor within ~~six~~ TWELVE months after their election or appointment. ~~¶All such officials shall be entitled to credit for prior service rendered by them to the State, OR ITS POLITICAL SUB-DIVISIONS, including service rendered prior to the establishment of the Employees' Retirement System.¶~~ If any such official is entitled to a pension under the provisions of any other law, such official shall be deemed to have waived the benefits thereof by accepting the payment of benefits under this Article.

EXPLANATION: *Italics indicate new matter added to existing law.*

[Brackets] indicate matter stricken from existing law.

CAPITALS indicate amendments to bill.

~~Strike out~~ indicates matter stricken out of bill.