

## ARTICLE 100

76.

(d) Exceptions. Provided, however, that the provisions of this section shall not apply to the Game and Inland Fish Commission, Department of Forests and Parks, the Department of Tidewater Fisheries, and the Maryland Alcohol Tax Enforcement Unit. ~~except that said~~ *Police employees of the Department of Maryland State Police shall be allowed compensatory time as provided by Section 77 of this Article. or compensation as provided by Article 88B; and this section shall not apply to said Department.*

SEC. 2. *And be it further enacted, That this Act shall take effect July 1, 1969.*

Approved April 23, 1969.

## CHAPTER 170

(Senate Bill 34)

AN ACT to repeal and re-enact, with amendments, Section 11(3)(e) of Article 73B of the Annotated Code of Maryland (1967 Replacement Volume and 1968 Supplement), title "Pensions," subtitle "In General," to remove certain conditions relating to benefits payable under the State Employees' Retirement System.

SECTION 1. *Be it enacted by the General Assembly of Maryland, That Section 11(3)(e) of Article 73B of the Annotated Code of Maryland (1967 Replacement Volume and 1968 Supplement), title "Pensions," subtitle "In General," be and it is hereby repealed and re-enacted, with amendments, to read as follows:*

11(3).

(e)(1) Notwithstanding anything in this subtitle to the contrary, if at the time of retirement after June 30, 1962, the retirement allowance consisting of the annuity resulting from the member's contributions and the pension determined in accordance with paragraphs (b) and (c) above is less than one-seventieth of average final compensation for each year of creditable service, an additional pension equal to the difference between such allowance shall be payable; except that as to any such member who contributed on the basis of retirement at age 65 under the provisions of Section 14(1)(b), and as to any elected or appointed official or employee who waived the payment of such contributions as provided in Section 3(5) and 9(7), and any member who elects to discontinue contributions in accordance with the provisions of Section 14(1)(b), the additional pension so provided herein shall be reduced by the actuarial equivalent of those contributions which he had not paid, with interest to date of retirement; provided, that if the member who has not attained the age of sixty at the time of retirement has rendered less than thirty-five years of creditable service, the additional pension equal to the difference between such allowance shall be reduced on an actuarial