

AN ACT concerning

Pensions - Membership and Benefits

FOR the purpose of providing that only certain judges are excluded from the provisions regarding continuation of membership under the Employees' Retirement System and not members of the General Assembly; providing that only retirement allowances be paid from the retirement fund for payment of pensions to former judges and their spouses and not lump sum death benefits on account of death in active service; and clarifying language.

BY repealing and reenacting, with amendments,

Article 73B - Pensions
Section 3(8), 57(b), and 117(13) and (14)
Annotated Code of Maryland
(1978 Replacement Volume and 1979 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article 73B - Pensions

3.

(8) (a) Any person who is a member of the retirement system, established by this subtitle, on December 31, 1979 shall continue to be a member unless on January 1, 1980 or the first day of any month thereafter through and including July 1, 1980, or any subsequent July 1, he becomes a member of the Pension System for Employees of the State of Maryland by filing with the board of trustees, at least 90 days before, on the form the board requires an executed waiver of all benefits which might inure to him under this retirement system.

(b) Any person who is not a member of the retirement system, established under this article, on December 31, 1979 or who becomes an employee on or after that date may not be eligible for membership in this retirement system.

(c) Paragraphs (a) and (b) of this subsection do not apply to [the classes of employees listed below. Any person who becomes an employee of the listed classifications shall become a member of this retirement system as a condition of employment. The classifications are:

(i) Any judge as defined in subtitle "Pensions of Judges and Their Surviving Spouses" in this article; and