

Article 73B - Pensions
 Section 39(e)
 Annotated Code of Maryland
 (1978 Replacement Volume and 1980 Supplement)

BY adding to

Article 73B - Pensions
 Section 89(2)(k), 110(k), and 150(2)(j)
 Annotated Code of Maryland
 (1978 Replacement Volume and 1980 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 BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows: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

39.

(e) (1) Delinquent payments due under paragraphs (1) and (3) of subsection (d) may, with interest at the rate of six per centum per annum be recovered by action in a court of competent jurisdiction against the political subdivision liable therefor, or may at the request of the State Agency, be deducted from any other monies payable to such subdivision by any department or agency of the State.

(2) (1) IF AN AUDIT OF THE RECORDS OF A SCHOOL SYSTEM, PUBLIC LIBRARY, OR EDUCATIONAL INSTITUTION REVEALS THAT THE SYSTEM, LIBRARY, OR INSTITUTION OWES MONEY TO THE CONTRIBUTION FUND, ANY DELINQUENT PAYMENT MAY NOT BE COLLECTED UNTIL:

1. THE SCHOOL SYSTEM, PUBLIC LIBRARY, OR EDUCATIONAL INSTITUTION HAS AN OPPORTUNITY TO APPEAL THE DECISION TO ~~THE COMPTROLLER OF THE TREASURY,~~ AND

~~2. THE COMPTROLLER OF THE TREASURY FINDS THAT THE FUNDS ARE OWED TO THE CONTRIBUTION FUND.~~

~~(1) IF THE COMPTROLLER OF THE TREASURY DETERMINES THAT MONIES ARE OWED TO THE CONTRIBUTION FUND, THE MONIES SHALL BE DEDUCTED FROM THE INCOME TAX PAYMENTS STATE FUNDS DUE TO THE POLITICAL SUBDIVISION IN WHICH THE SCHOOL SYSTEM OR EDUCATIONAL INSTITUTION IS LOCATED, DUE TO THE SCHOOL SYSTEM, PUBLIC LIBRARY, OR EDUCATIONAL INSTITUTION A HEARING EXAMINER WHO SHALL BE APPOINTED BY THE SECRETARY OF THE DEPARTMENT OF BUDGET AND FISCAL PLANNING; AND~~

2. THE HEARING EXAMINER FINDS THAT THE FUNDS ARE OWED TO THE CONTRIBUTION FUND.