

Pensions - Eligibility Service

FOR the purpose of repealing the provisions that define "service" for purposes of eligibility in the Employees' and Teachers' Pension Systems.

BY repealing and reenacting, with amendments,

Article 73B - Pensions
Section 114 and 143
Annotated Code of Maryland
(1978 Replacement Volume and 1981 Supplement)

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

Article 73B - Pensions

114.

(1) Except as hereinafter provided, all service with the State rendered by an employee on or after January 1, 1980 and before his retirement shall be eligibility service for the purposes of this pension system. If an employee completes at least 700 hours of service in any fiscal year, he shall be credited for a full year of eligibility service. Except for the prorating of hours worked in the first and last years, if an employee completes less than 700 hours of service in any fiscal year, he may not receive any eligibility service credit for that year. There shall be a break in service with respect to any fiscal year after the year in which an employee first becomes employed during which he does not complete more than 350 hours of service with the State. Any service rendered before a break in service that occurs before the year in which an employee retires, dies, or otherwise terminates his employment or becomes 62 years old may not be recognized as eligibility service, until the employee completes 1 year of eligibility service following the break in service. However, if an employee who has not completed the eligibility requirements for a vested retirement allowance incurs a break in service in which the number of consecutive 1-year breaks in service is at least equal to the aggregate number of years of eligibility service rendered before the break in service, excluding any years of eligibility service disregarded because of any prior break in service, the service rendered before the break in service may not be included in his eligibility service. If an employee terminates his employment and is reemployed after incurring a break in service, his service before the break in service may not be included in his eligibility service, except as provided in this section.