

Article - State Personnel and Pensions

21-312.

(a) To determine the earnable compensation of a member in a payroll period, the Board of Trustees may deem that the rate of annual compensation payable to the member on the first day of the payroll period continues throughout the payroll period.

(b) The Board of Trustees may omit member contributions for a period less than a full payroll period for an individual who was not a member on the first day of the payroll period.

(c) To facilitate the making of member contributions, the Board of Trustees may modify the member contribution required of any member by an amount not exceeding 0.1% of the annual earnable compensation on the basis of which the member contribution is to be made.

(d) (1) The member contributions provided for under this Division II shall be made notwithstanding any resulting reduction in the actual compensation received below the minimum compensation provided for by law for a member.

(2) Each member is deemed to agree to make the member contributions required by this Division II and to have received full compensation.

(3) Except for the benefits provided under this Division II, payment of compensation less any member contribution is a complete discharge of all claims for services rendered by an employee during the time covered by the payment.

(E) IF A MEMBER DOES NOT MAKE THE MEMBER CONTRIBUTIONS REQUIRED BY THIS DIVISION II, ON RETIREMENT, THE MEMBER'S RETIREMENT ALLOWANCE SHALL BE REDUCED BY THE ACTUARIAL EQUIVALENT OF THE MISSED ACCUMULATED CONTRIBUTIONS, INCLUDING REGULAR INTEREST ON THOSE CONTRIBUTIONS AT THE STATUTORY RATE OF 5% PER YEAR EARNED ON MEMBER CONTRIBUTIONS IN THE MEMBER'S SYSTEM, COMPOUNDED ANNUALLY.

22-304.

(c) (1) A member of the Employees' Retirement System may purchase service credit for a period of employment:

(i) by the State or a participating governmental unit;

(ii) as a member of the State Police Retirement System for which the member was not vested in that State system;

(iii) when the member was on an employer-approved leave of absence not exceeding 2 years that has qualified for purchase under regulations adopted by the Board of Trustees;

(iv) by the Department of Legislative Services, the Office of the Attorney General, or as secretary to the Speaker of the House of Delegates or as secretary to the President of the Senate during a session of the General Assembly;