

RESOLUTION

3. on or after January 10, 2007 is serving as a legislator in the General Assembly and is eligible to receive a service retirement allowance under § 7 of this Item 3A.

(ii) A member described in subparagraph (i) of this paragraph, may elect to:

1. make additional member contributions and earn additional membership service until the member has accrued 23 years and 4 months of creditable service in the Legislative Pension Plan; or

2. receive a retirement allowance based on 22 years and 3 months of creditable service in the Legislative Pension Plan.

(c) Payment of member contributions. The member contribution shall be deducted proportionately from the member's salary each pay period and credited to the member's individual account in the annuity savings fund of the Employees' Retirement System for the Legislative Pension Plan.

6. Service credit.

(a) Creditable service. Creditable service at retirement on which the allowance of a retiree is based shall consist of the sum of:

(1) Membership service credit; and

(2) Service credit purchased under this section.

(b) Membership service credit.

(1) A legislator shall earn membership service credit for each year of service for which the legislator makes contributions at the prescribed rate and is a member of the Legislative Pension Plan or the statutory pension plan.

(2) Years of service need not be consecutive.

(3) On or after January 8, 1975, a member shall receive one year of membership service credit if:

(i) The member is employed on a full-time basis by the State or a political subdivision of the State in nonlegislative employment;

(ii) The member is compensated by the State or a political subdivision of the State for the nonlegislative employment;

(iii) The member has taken a leave of absence from the nonlegislative employment while serving as a legislator; and