

{4} (III) CORRECTIONAL OFFICERS ASSIGNED TO THE COUNTY JAIL.

~~(2) -- IN LIEU OF ESTABLISHING A SEPARATE FULLY FUNDED PENSION PLAN FOR THE PERSONS SET FORTH IN SUBSECTION (A) OF THIS SECTION, THE BOARD OF COUNTY COMMISSIONERS MAY NEGOTIATE FOR THE PARTICIPATION OF THOSE PERSONNEL IN AN APPROPRIATE PLAN OR PROGRAM ADMINISTERED BY THE STATE.~~

{3} (2) ANY PLAN ESTABLISHED BY THE BOARD OF COUNTY COMMISSIONERS UNDER THIS SECTION SHALL INCLUDE PROVISIONS REGARDING:

(I) RETIREMENT AGE ELIGIBILITY;

(II) RETIREMENT BASED ON YEARS OF ACTIVE SERVICE, REGARDLESS OF AGE;

(III) EARLY RETIREMENT ELIGIBILITY;

(IV) DISABILITY RETIREMENT;

(V) DEATH BENEFITS FOR A SPOUSE OR CHILDREN;

(VI) COST-OF-LIVING ADJUSTMENTS; AND

(VII) CASH REFUND OF CONTRIBUTIONS FOR PARTICIPANTS TERMINATING THEIR EMPLOYMENT.

{4} (3) (I) SUBJECT TO THE PROVISIONS OF SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE BOARD OF COUNTY COMMISSIONERS SHALL DETERMINE THE EFFECTIVE DATE FOR ANY PLAN THAT IT ESTABLISHES.

(II) THE EFFECTIVE DATE OF ANY PLAN ESTABLISHED BY THE BOARD OF COUNTY COMMISSIONERS SHALL CONFORM TO THE PROVISIONS OF ARTICLE 73B, §§ 28 AND 138 OF THE CODE THAT CONCERN THE WITHDRAWAL BY A COUNTY, MUNICIPAL CORPORATION, OR OTHER POLITICAL SUBDIVISION OF THE STATE FROM THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE AND THE PENSION SYSTEM FOR EMPLOYEES OF THE STATE AND THE TRANSFER TO A LOCAL RETIREMENT OR PENSION SYSTEM.

{5} (4) (I) ANY PENSION PLAN ESTABLISHED BY THE BOARD OF COUNTY COMMISSIONERS OF CALVERT COUNTY UNDER THIS SECTION MAY NOT BE APPLIED TO ANY PERSON WHOSE TERM OF OFFICE ENDED PRIOR TO JANUARY 1, 1971, IF THAT PERSON IS ELIGIBLE TO RECEIVE A PENSION UNDER SECTION 2-309(F)(2) OF THE COURTS AND JUDICIAL PROCEEDINGS ARTICLE.

(II) ANY PERSON WHO ELECTS TO PARTICIPATE IN A PENSION PLAN ESTABLISHED BY THE BOARD OF COUNTY COMMISSIONERS UNDER THIS SECTION IS NOT ELIGIBLE TO RECEIVE PENSION BENEFITS UNDER SECTION 2-309(F)(2) OF THE COURTS AND JUDICIAL PROCEEDINGS ARTICLE.