

provided, however, that each professional and clerical employee of the department of public libraries of Montgomery County who is covered under the Teachers' Retirement System may elect to transfer to the employees' retirement system of Montgomery County, and any such employee may elect to subsequently transfer to the Employees' Retirement System of the State of Maryland, other State retirement system, or the retirement system of a municipality or legislative body of the State of Maryland which is being operated on an actuarial basis with contributions being made during the active service of new members which are computed to be sufficient to provide the reserves needed to cover the retirement benefits payable on their account.

(2) The professional and clerical employees of the Enoch Pratt Free Library of Baltimore City, except for employees described in subsection (4) of this section, are included in the definition of "teacher" as that term is defined in paragraph (3) of § 81 of this subtitle for and in connection with any and all of the terms and provisions of § 89 (4) of this subtitle.

(3) Notwithstanding any other provision of this article or other statute, the State of Maryland shall make contributions to the retirement and pension system, and contributions for the employer's share for social security, for the benefit of the professional and clerical employees of the department of public libraries of Montgomery County (and the Washington County Free Library) in the same manner and to the same extent as such contributions are made for the professional and clerical employees for other county public libraries of this State under the terms and provisions of § 89 (4) of this subtitle or other statute relating to such contributions EXCEPT THAT THE STATE'S RATE OF CONTRIBUTION TO THE RETIREMENT AND PENSION SYSTEM SHALL EQUAL MONTGOMERY COUNTY'S RATE OF CONTRIBUTION TO THE PLAN OF THE EMPLOYEES' RETIREMENT SYSTEM OF MONTGOMERY COUNTY GENERALLY AVAILABLE TO SIMILARLY SITUATED COUNTY EMPLOYEES. HOWEVER, IN NO INSTANCE SHALL THE RATIO OF STATE CONTRIBUTION FOR THE BENEFIT OF PROFESSIONAL AND CLERICAL EMPLOYEES OF THE DEPARTMENT OF PUBLIC LIBRARIES OF MONTGOMERY COUNTY TO THE TOTAL SALARIES OF THOSE EMPLOYEES BE GREATER THAN THE RATE OF STATE CONTRIBUTION MADE FOR THE PROFESSIONAL AND CLERICAL EMPLOYEES FOR OTHER COUNTY PUBLIC LIBRARIES OF THIS STATE. Contributions hereunder shall be made to the retirement system in which such employees are members. The State of Maryland shall continue to make such contributions for all professional and clerical employees of the department of public libraries of Montgomery County after transfer to the employees' retirement system of Montgomery County or such other qualified retirement system as provided in subsection (1) of this section, as if such employees continued under the retirement system. Provided, however, that Montgomery County shall provide by ordinance, resolution, rule or regulation that upon transfer of an employee the employers' and employees' contributions with credited interest shall be transferred from the employees' retirement system of Montgomery County to such other qualified retirement system.