

Error: Erroneous and obsolete cross-references in Article 73B, § 95.

Occurred: The erroneous cross-reference occurred in Ch. 22, Acts of 1978; the obsolete cross-reference occurred as a result of Ch. 290, Acts of 1984, which renumbered Article 73B, § 89(2)(j) to be § 89(2)(f).

110.

(b) (2) An eligible employee is any person who is a member of or eligible for membership in the Employees' Retirement System, the Pension System for Employees of the State of Maryland, the Teachers' Retirement System, or the Pension System for the Teachers of the State of Maryland and who is:

(iii) A University of Maryland System employee who is not designated to be treated as a classified employee by the University under [§ 13-1A-02(b)] § 12-111 of the Education Article; or

(d) Elections to participate in an optional retirement program shall be made as follows:

(3) Any State employee who becomes eligible to elect an optional retirement program by reason of (i) the certification of the position held by him as professional staff pursuant to [§ 81(2) and (3) and (4)] § 81(2), (3), AND (4) , § 99, or § 100 of this article or [§ 11-204(a)] § 11-104(D) or § 16-105 of the Education Article, or (ii) his appointment, promotion, transfer or reclassification to a position previously so certified, may elect the optional retirement program established pursuant to this section. This election shall be made in writing and filed with the respective system and with the employing institution at least 90 days before the effective date of the election and shall constitute a waiver of all rights and benefits provided by the respective system, except as otherwise provided.

DRAFTER'S NOTE:

Error: In Article 73B, § 110, obsolete cross-reference in subsection (b)(2)(iii) and erroneous cross-reference and stylistic error in subsection (d)(3).

Occurred: The cross-reference in subsection (b)(2)(iii) became obsolete as a result of Ch. 246, Acts of 1988, which repealed the pertinent provisions of § 13-1A-02 of the Education Article and added new § 12-111. The stylistic error in subsection (d)(3) occurred in Chs. 23 and 24, Acts of 1979; and the erroneous cross-reference in subsection(d)(3) occurred in Ch. 246, Acts of 1988.