

(iii) Allows employees to participate in the [pension system for employees] EMPLOYEES' PENSION SYSTEM of the State of Maryland.

7-206.

(b) (1) Subject to § 2-103.4 of this article, the Administration may establish a personnel system based on merit and fitness.

(2) The Administration may:

(i) Subject to [Article 73B of the Code] DIVISION II OF THE STATE PERSONNEL AND PENSIONS ARTICLE, participate in the Employees' Retirement System and the [Pension System for Employees] EMPLOYEES' PENSION SYSTEM of the State of Maryland on terms and conditions mutually acceptable to the Administration and the [board of trustees for the several State retirement and pension systems] BOARD OF TRUSTEES FOR THE STATE RETIREMENT AND PENSION SYSTEM; and

(ii) Establish and maintain an independent system of pensions and retirement benefits for its employees.

#### Article 20 – Somerset County

2-404.

(a) The County Commissioners may provide for the retirement of and payment of benefits for any county employees who are not members of any pension system either by means of inclusion of these employees under the [Maryland State retirement and pension systems] STATE RETIREMENT AND PENSION SYSTEM as provided by [Section 163 through 170, inclusive, of Article 73B] TITLE 31 OF THE STATE PERSONNEL AND PENSIONS ARTICLE of the Annotated Code of Maryland or by contracting with an insurance company for the pensions and benefits.

SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 2 of Chapter 428 of the Acts of the General Assembly of 1993 be repealed.

SECTION 2. 3. AND BE IT FURTHER ENACTED, That, except as expressly provided to the contrary in this Act, any transaction or employment status affected by or flowing from any change of nomenclature or any statute amended, repealed, or transferred by this Act and validly entered into or existing before the effective date of this Act and every right, duty, or interest flowing from the statute, remains valid after the effective date of this Act and may be terminated, completed, consummated, or enforced as required or allowed by any statute amended, repealed, or transferred by this Act as though the repeal, amendment, or transfer had not occurred. If the change in nomenclature involves a change in name or designation of any State unit, the successor unit shall be considered in all respects as having the powers and obligations granted the former unit.

SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect July 1, 1994.

SECTION 3. 5. AND BE IT FURTHER ENACTED, That Sections 1 and 3 of this Act shall take effect October 1, 1994.