

SECTION 4. 5. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1994.

Approved May 26, 1994.

**CHAPTER 704**

**(House Bill 288)**

AN ACT concerning

**Retirement and Pension Systems – Reemployment of Retirees as Elected Officials or Constitutional Officers for a County**

FOR the purpose of exempting certain retirees of the Employees' Retirement System, the Teachers' Retirement System, the Employees' Pension System, or the Teachers' Pension System from certain restrictions on reemployment under certain circumstances; providing for the construction and application of this Act; and generally relating to retirement benefits for certain reemployed retirees of the State retirement and pension systems.

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 22-407 and 23-408

Annotated Code of Maryland

(1993 Volume)

(As enacted by Chapter \_\_ (S.B. 1) of the Acts of the General Assembly of 1994)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article – State Personnel and Pensions**

22-407.

(a) THIS SECTION DOES NOT APPLY TO A RETIREE WHO IS SERVING IN AN ELECTED POSITION AS AN OFFICIAL OF A PARTICIPATING GOVERNMENTAL UNIT OR AS A CONSTITUTIONAL OFFICER FOR A COUNTY THAT IS A PARTICIPATING GOVERNMENTAL UNIT.

(B) If a retiree who is receiving a service retirement allowance is reemployed in a permanent position with a participating employer, the retiree's retirement ends and the individual shall be restored to membership in the State retirement system appropriate for the position.

[(b)](C) The Board of Trustees shall:

(1) stop retirement allowance payments after the last day of the month before the retiree returns to active employment;