

In subsection (a)(5) of this section, the reference to a "determination of eligibility" by the Board of Trustees is substituted for "approval" by the Board to conform to § 23-205 of this subtitle.

In subsection (a)(5) and (12) of this section, the references to membership as a condition of employment are deleted in light of § 23-203 of this subtitle.

In subsection (a)(11) of this section, the reference to "June 30, 1991" as the day on which a former Baltimore City Jail employee was to have been employed by the jail is deleted as unnecessary. Only those employees of the jail who were employed on that day were entitled to join the State systems as a former Baltimore City Jail employee.

Also in subsection (a)(11) of this section, the reference to membership in "the Employees' Pension System" is substituted for the former reference to membership in "the Maryland State Retirement and Pension Systems" for specificity because former Baltimore City Jail employees who joined the State systems joined either the Employees' Pension System or the Correctional Officers' Retirement System, depending on their eligibility for membership in the latter.

In subsection (b)(2) of this section, the references to a "contractual" or "emergency" employee are added and the term "temporary extra" is substituted for the former reference to an employee who serves on a "temporary basis" for clarity because contractual, emergency, and temporary extra employees are not classified or unclassified service employees. See, e.g., § 1-501 of this article in which those categories of employees are specifically excluded from the classified or unclassified service. Also excluded from the classified or unclassified service are "temporary pending employees". They are not excluded from membership in the Employees' Pension System under subsection (b)(2) of this section because under current practice they are treated as members since they are temporary only in the sense that their permanent employment is pending until results of their examinations are known.

Former Art. 73B, § 4-101(e)(3)(ii), which excluded from membership a class of employee only partially compensated by the State, is deleted as inaccurate in light of long-standing administrative practice.

Former Art. 73B, § 4-101(e)(3)(v), which excluded from membership masters appointed on or before June 30, 1989, is deleted as included in the broad reference in subsection (b)(1) of this section to "an individual who is or is entitled to be a member of any State system other than the Employees' Pension System" since a master appointed on or before June 30, 1989, is entitled to be a member of the Judges' Retirement System.

As to former Art. 73B, § 4-101(e)(4), which gave the Board of Trustees authority to determine membership in cases of doubt, see § 23-205(a) of this subtitle.