

EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, AN INDIVIDUAL DESCRIBED IN § 28-201 OF THIS SUBTITLE IS A MEMBER OF THE LOCAL FIRE AND POLICE SYSTEM AS A CONDITION OF EMPLOYMENT.

(B) MEMBERSHIP OPTIONAL.

MEMBERSHIP IN THE LOCAL FIRE AND POLICE SYSTEM IS OPTIONAL FOR AN INDIVIDUAL WHO WAS EMPLOYED BY A PARTICIPATING GOVERNMENTAL UNIT ON THE DATE THE PARTICIPATING GOVERNMENTAL UNIT BEGINS TO PARTICIPATE IN THE LOCAL FIRE AND POLICE SYSTEM.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 73B, § 10-206(b) and, as it made membership mandatory, (a).

In subsection (a) of this section, the reference to "an individual described in § 28-201 of this subtitle" is substituted for the former references to a "law enforcement officer or fire fighter" of a subdivision that "participate[s]", for brevity and consistency.

Also in subsection (a) of this section, the former effective date, "July 1, 1989", is deleted as obsolete.

Defined terms: "Local Fire and Police System" § 20-101

"Member" § 20-101

"Participating governmental unit" § 20-101

28-203. SAME — CONTINUATION OF MEMBERSHIP.

MEMBERSHIP CONTINUES FOR A MEMBER WHO IS:

(1) ON A LEAVE OF ABSENCE APPROVED BY THE BOARD OF TRUSTEES;  
OR

(2) IN THE MILITARY SERVICE WITHIN THE PERIODS SPECIFIED IN TITLE 38 OF THIS ARTICLE.

REVISOR'S NOTE: This section is new language added for clarity and consistency with the other systems governed by this Division II. See, e.g., § 23-211 of this article.

Defined terms: "Board of Trustees" § 20-101

"Member" § 20-101

28-204. CONTRIBUTIONS BY MEMBERS.

(A) IN GENERAL.

EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A MEMBER'S CONTRIBUTION RATE IS 5% OF THE PART OF THE MEMBER'S EARNABLE COMPENSATION THAT EXCEEDS THE TAXABLE WAGE BASE FOR EACH YEAR.

(B) TRANSFEREES FROM EMPLOYEES' RETIREMENT SYSTEM.