

(I) AT LEAST 1 YEAR OF ELIGIBILITY SERVICE IN THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM, THE EMPLOYEES' PENSION SYSTEM, THE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL FIRE AND POLICE SYSTEM, THE STATE POLICE RETIREMENT SYSTEM, THE TEACHERS' PENSION SYSTEM, OR THE TEACHERS' RETIREMENT SYSTEM; OR

(II) MORE THAN 1 YEAR OF ELIGIBILITY SERVICE IN THE NATURAL RESOURCES PENSION SYSTEM.

(B) BENEFIT PROHIBITED FOR STATE POLICE IF SPECIAL BENEFIT HAS BEEN PAID.

A DEATH BENEFIT UNDER THIS SECTION MAY NOT BE PAID FOR THE DEATH OF A MEMBER OF THE STATE POLICE RETIREMENT SYSTEM IF A SPECIAL DEATH BENEFIT UNDER § 29-204 OF THIS SUBTITLE IS PAYABLE OR HAS BEEN PAID FOR THAT DEATH.

(C) BENEFIT AS GROUP LIFE INSURANCE.

(1) THIS SUBSECTION DOES NOT APPLY TO MEMBERS OF THE NATURAL RESOURCES PENSION SYSTEM.

(2) THE BOARD OF TRUSTEES MAY PROVIDE THE DEATH BENEFIT AS GROUP LIFE INSURANCE IF THE BOARD OF TRUSTEES FINDS THAT THE DESIGNATED BENEFICIARIES WOULD RECEIVE A MORE FAVORABLE TAX TREATMENT OF THE DEATH BENEFIT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 73B, § 2-417(a) and (b), 3-414(a) and (b), 4-414(a) and (b), 5-413(a) and (b), 6-411(a), 7-410(a) and (b), 8-408(a), and 10-224(a) and (b).

In subsection (a)(1) of this section, the former word "proper" is deleted as implied in the word "proof".

Also in subsection (a)(1) of this section, the reference to a member "who died while employed as a member" is substituted for the former reference to the death of a member "in service" to reflect that "service" is no longer a defined term.

In subsection (a)(3)(i) of this section, the reference to a member of the State Police Retirement System having "at least 1" year of eligibility service is substituted for the reference in former Art. 73B, § 6-411(a)(1)(ii) to a member having "one through two years" of service to avoid unintended gaps in the law and to conform with provisions of other State systems.

In subsection (b) of this section, the reference to a special death benefit being "payable" is added to clarify that it is the eligibility for payments, not the actual payment of a special death benefit, that precludes payment of an ordinary death benefit.