

CHAPTER 361

(Senate Bill 136)

AN ACT concerning

Retirement and Pensions – Offsets for Workers' Compensation Benefits

FOR the purpose of altering a certain requirement for a reduction in disability retirement benefits as a result of certain workers' compensation benefits to make it apply consistently among certain State retirement and pension systems; limiting the reduction to allow a certain minimum amount to be paid for each of those State systems; providing that for each of those systems the retirement allowance to be reduced is the retirement allowance at retirement; providing the construction and application of this Act; and generally relating to the offset of disability retirement benefits as a result of workers' compensation benefits.

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 29-118

Annotated Code of Maryland

(1994 Volume)

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

Article – State Personnel and Pensions

29-118.

(a) This section applies to a retiree and any designated beneficiary.

(b) (1) The Board of Trustees shall reduce a disability retirement benefit by any related workers' compensation benefits paid or payable after the effective date of retirement if the workers' compensation benefits:

(i) are paid or payable while a pension is paid or payable; and

(ii) are for an accidental personal injury or occupational disease arising out of and in the course of the retiree's employment by[:

1. the State, for a retiree of the Correctional Officers' Retirement System, the Employees' Retirement System, the Natural Resources Pension System, the State Police Retirement System, or the Teachers' Retirement System;

2. the State or a participating employer for a retiree of the Employees' Pension System or Local Fire and Police System; or

3. a public school, for a retiree of the Teachers' Pension System] A PARTICIPATING EMPLOYER.

(2) A retirement allowance may not be reduced to be less than[: