

cover the accrued liability existing at the time of the establishment of the pension fund, by reason of the service rendered by the present members of the Department, prior to such date of establishment. This pension fund reserve shall be that amount shown to be necessary for the proper operation of the system, by accepted actuarial standards. The [Superintendent of State Police] SECRETARY shall also retain biennially all unexpended funds in the budget item of the [State Police] Department, designated therein compensation insurance and pension fund, for the purpose of establishing the above mentioned reserve, until such reserve is complete. Every person who knowingly and wilfully in anywise procures the making or presentation of any false or fraudulent affidavit or affirmation concerning any claim for a share of payment thereof shall in every case forfeit a sum not exceeding [two hundred dollars (\$200.00)] \$200 to be sued for and recovered by and in the name of the [Superintendent of State Police] SECRETARY; and when recovered to be paid over to, and thereupon becoming a part of the fund here provided. Any person who shall wilfully swear falsely in any oath or affirmation in obtaining or procuring any share or payment thereof under the provisions of this subtitle shall be guilty of perjury.

**DRAFTER'S NOTE:**

This section is amended to reflect the status of the head of the Department of State Police as the Secretary of a principal department of State government in light of Chs. 165 and 166, Acts of 1994, to make stylistic changes, and to delete surplus language.

36.

It shall be the duty of the [Superintendent of State Police] SECRETARY biennially [after June 1, 1935], to submit to the Governor of the State a full report on the state and condition of the system; this report shall include a full record of all persons retired under this subtitle, the rate of pay respectively given them, and also an estimate of the sum required for future requirements in accordance with the provisions of this subtitle until the next budget appropriation becomes effective. And it is further provided that the Governor of the State may upon receipt of the report from the [Superintendent of State Police] SECRETARY recommend such future increases in the appropriation as he may deem necessary for the proper administration of this subtitle.

**DRAFTER'S NOTE:**

This section is amended to reflect the status of the head of the Department of State Police as the Secretary of a principal department of State government in light of Chs. 165 and 166, Acts of 1994, to delete an obsolete provision, and to delete surplus language.

37.

(a) There is hereby created a board of trustees of the retirement and pension system of the [Maryland] State Police, which shall be part of the Department of Personnel. Said board shall consist of seven trustees, as follows: the State Secretary of Budget and Fiscal Planning, the State Secretary of Personnel, the State Comptroller, the State Treasurer, the [Superintendent] SECRETARY of THE State Police and two