

Article – Transportation

13-623.

(a) In this section, "financial institution" means:

- (1) Any bank that is authorized to do business in this State; and
- (2) Any other financial institution that is licensed to do business in this State by the [Bank] Commissioner OF FINANCIAL REGULATION [or the Commissioner of Consumer Credit].

Article 88B – Department of State Police

35.

The administration of the retirement and pension system, established by this subtitle, is hereby vested in the Secretary, who shall keep separate records and accounts and report his receipts and disbursements hereunder in the same manner as is provided in this article for other receipts and disbursements of his Department. The Secretary shall receive no additional compensation for these duties, but shall be reimbursed for all necessary expenses which he may sustain through his service in administering this subtitle; and all claims for reimbursement shall be subject to the approval of the Legislative Auditor. And there shall be no additional paid employees engaged for the administration of this subtitle. The Secretary shall have the power and authority to make all reasonable rules and regulations for the administration of the retirement and pension system; and shall have the power and authority to hold and invest all funds accruing to the pension fund for the benefit of the said fund; provided, however, that no investment or reinvestment of said fund shall be made without the advice and approval of a board consisting of the [State Bank Commissioner] COMMISSIONER OF FINANCIAL REGULATION and two persons to be appointed by the Secretary who shall be officers of a bank or trust company located and doing business in Maryland. The chief actuary of the State Insurance Commissioner's office shall be the technical adviser of the Secretary, in the administration of this fund, on all actuarial questions. The Secretary shall be authorized to set aside annually an amount sufficient to defray the annual cost of the pension together with at least \$1,000 toward the necessary reserve, plus interest at the rate of 4% per annum upon that portion of the pension fund reserve remaining unpaid. This reserve shall be that amount necessary to 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 Secretary shall also retain biennially all unexpended funds in the budget item of the 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 \$200 to be sued for and recovered by and in the name of the Secretary; and when recovered to be paid over to, and thereupon becoming a part of the