

(1997 Replacement Volume and 1998 Supplement)

(As enacted by Chapter 530 of the Acts of the General Assembly of 1998)

BY adding to

Article – State Personnel and Pensions

Section 32-207

Annotated Code of Maryland

(1997 Replacement Volume and 1998 Supplement)

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

**Article – State Personnel and Pensions**

30-101.

(e) “Employing institution” means:

- (1) the University System of Maryland;
- (2) Morgan State University;
- (3) St. Mary’s College; and

(4) the Maryland Higher Education Commission with respect to eligible employees of the Commission or any community college or regional community college established under Title 16 of the Education Article.

32-101.

(a) In this title the following words have the meanings indicated.

(b) (1) “Eligible employee” means a member of the Employees’ Pension System other than:

[(1)](I) an employee of a participating governmental unit or a former participating governmental unit that has withdrawn; or

[(2)](II) a member of the Employees’ Pension System who transferred from the Employees’ Retirement System after April 1, 1998.

(2) “ELIGIBLE EMPLOYEE” INCLUDES A MEMBER OF THE EMPLOYEES’ PENSION SYSTEM WHO CONTRIBUTES TO A STATE SUPPLEMENTAL PLAN AUTHORIZED BY AN EMPLOYING INSTITUTION AS DEFINED IN § 30-101 OF THIS ARTICLE.

(c) “Optional Defined Contribution System” means the system established under § 32-201 of this title.

(d) “Participating employee” means an eligible employee who participates in the Optional Defined Contribution System.

(e) (1) “State supplemental plan” means a plan qualified under the Internal Revenue Code and: