

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the new part designation "Part I. Membership Generally" be added to immediately precede Section 26-201 of Article - State Personnel and Pensions of the Annotated Code of Maryland.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

**Article - State Personnel and Pensions**

26-204.

(a) Except as provided in subsection (b) of this section, a member's contribution rate is [5] 4% of the [part of the] member's earnable compensation [that exceeds the taxable wage base for each year].

(b) (1) THIS SUBSECTION APPLIES ONLY TO A MEMBER WHO:

(I) TRANSFERRED TO THE LAW ENFORCEMENT OFFICERS' PENSION SYSTEM FROM THE EMPLOYEES' RETIREMENT SYSTEM; AND

(II) DID NOT ELECT TO PARTICIPATE IN THE LAW ENFORCEMENT OFFICERS' MODIFIED PENSION BENEFIT ON OR BEFORE DECEMBER 31, 2000 AS PROVIDED IN § 26-211 OF THIS ARTICLE.

(2) The contribution rate for a member who has transferred from the Employees' Retirement System is the rate set under:

(i) Section 22-214(a) of this article, for a member who had elected Selection A (Additional member contributions) under § 22-219 of this article; or

(ii) Section 22-214(b) of this article, for a member who had elected Selection B (Limited cost-of-living adjustment) under § 22-220 of this article.

26-206.

(A) [Membership] EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, MEMBERSHIP ends on separation from employment.

(B) (1) THIS SUBSECTION APPLIES ONLY TO A MEMBER WHO IS SUBJECT TO THE LAW ENFORCEMENT OFFICERS' MODIFIED PENSION BENEFIT UNDER PART II OF THIS SUBTITLE.

(2) MEMBERSHIP ENDS IF THE MEMBER:

(I) IS SEPARATED FROM EMPLOYMENT FOR MORE THAN 4 YEARS;

(II) WITHDRAWS THE MEMBER'S ACCUMULATED CONTRIBUTIONS;

(III) BECOMES A RETIREE; OR

(IV) DIES.