

Annotated Code of Maryland
(1997 Replacement Volume and 1999 Supplement)

BY adding to

Article – State Personnel and Pensions
Section 23–303.1, 23–306.2, and 23–306.3
Annotated Code of Maryland
(1997 Replacement Volume and 1999 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

23–214.

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

(B) IF A MEMBER IS SUBJECT TO THE CONTRIBUTORY PENSION BENEFIT UNDER PART II OF THIS SUBTITLE, MEMBERSHIP ENDS IF THE MEMBER:

- (1) IS SEPARATED FROM EMPLOYMENT FOR MORE THAN 4 YEARS;
- (2) WITHDRAWS THE MEMBER'S ACCUMULATED CONTRIBUTIONS;
- (3) BECOMES A RETIREE; OR
- (4) DIES.

23–303.1.

(A) THIS SECTION APPLIES ONLY TO A MEMBER OF THE EMPLOYEES' PENSION SYSTEM OR TEACHERS' PENSION SYSTEM WHO IS SUBJECT TO THE CONTRIBUTORY PENSION BENEFIT UNDER SUBTITLE 2, PART II OF THIS TITLE.

(B) A MEMBER IS ENTITLED TO THE ELIGIBILITY SERVICE TO WHICH THE MEMBER WAS ENTITLED BEFORE THE SEPARATION FROM EMPLOYMENT IF THE MEMBER:

(1) AT THE TIME OF SEPARATION FROM EMPLOYMENT, WAS ENTITLED TO A VESTED ALLOWANCE FROM:

- (I) THE EMPLOYEES' PENSION SYSTEM; OR
- (II) THE TEACHERS' PENSION SYSTEM;

(2) ~~HAS NOT WITHDRAWN THE MEMBER'S ACCUMULATED CONTRIBUTIONS;~~

~~(3) DID NOT TRANSFER TO THE EMPLOYEES' PENSION SYSTEM OR THE TEACHERS' PENSION SYSTEM FROM THE EMPLOYEES' RETIREMENT SYSTEM OR TEACHERS' RETIREMENT SYSTEM AFTER APRIL 1, 1998; AND~~