

38-104.

(a) Except as provided in subsection (b) of this section, a member of a State system, who has not met the conditions set forth in § 38-103(a)(2) through (4) of this subtitle, is entitled to receive service credit for military service only on the attainment of 10 years of creditable service.

(b) (1) A member of a State system may not receive credit for that military service if the member receives credit for military service from another retirement system for which retirement benefits have been or will be received by the member.

(2) Paragraph (1) of this subsection does not apply to:

(i) credit for military service provided under:

1. the Social Security Act;
2. the National Railroad Retirement Act; or
3. Title 3 or Title 10, Chapter 67, §§ 1331 through 1337 of the United States Code; or

(ii) disability payments from a pension or retirement system.

(3) (I) Military service credit under this section may not exceed 5 years.

(II) SUBJECT TO SUBPARAGRAPH (I) OF THIS PARAGRAPH, FOR MILITARY SERVICE WITH THE MARYLAND NATIONAL GUARD, A MEMBER SHALL RECEIVE SERVICE CREDIT AT THE RATE OF 4 MONTHS FOR EACH FULL YEAR OF SERVICE WITH THE MARYLAND NATIONAL GUARD, NOT TO EXCEED A TOTAL OF 36 MONTHS.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2000.

Approved May 18, 2000.

CHAPTER 700

(House Bill 729)

AN ACT concerning

Maryland-Mined Coal - Tax Credits

FOR the purpose of modifying a credit against the public service company franchise tax available to a public service company, based on the purchase of Maryland-mined coal, by repealing a limitation on the availability of the credit to coal purchases exceeding that purchased in a specified year; repealing a termination date applicable to the credit; modifying a credit against the income tax available to a cogenerator, based on the purchase of Maryland-mined coal,