

Teachers' Pension System who are employed by certain private contractors.

BY adding to

Article – State Personnel and Pensions
Section 22–216 and 23–214
Annotated Code of Maryland
(1997 Replacement Volume and 1999 Supplement)

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions
Section 22–216 and 23–214
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

22–216.

(A) THIS SECTION APPLIES TO AN INDIVIDUAL WHO IS:

- (1) A MEMBER OF THE TEACHERS' RETIREMENT SYSTEM;
- (2) AN EMPLOYEE OF THE NEW BALTIMORE CITY BOARD OF SCHOOL COMMISSIONERS OR ANOTHER COUNTY BOARD OF EDUCATION; AND
- (3) HIRED BY A THIRD PARTY CONTRACTOR TO WORK IN A SCHOOL THAT IS RECONSTITUTED BY ORDER OF THE MARYLAND STATE BOARD OF EDUCATION.

(B) AN INDIVIDUAL WHO IS HIRED BY A THIRD PARTY CONTRACTOR MAY WITHDRAW THE MEMBER'S ACCUMULATED CONTRIBUTIONS, WITHIN THE MEANING OF § 20–101(B) OF THIS ARTICLE, AT ANY TIME WHILE THE INDIVIDUAL IS EMPLOYED BY THE THIRD PARTY CONTRACTOR TO WORK IN A SCHOOL THAT IS RECONSTITUTED BY ORDER OF THE MARYLAND STATE BOARD OF EDUCATION.

(C) AN INDIVIDUAL WHO IS HIRED BY A THIRD PARTY CONTRACTOR AND SUBSEQUENTLY BECOMES EMPLOYED BY THE NEW BALTIMORE CITY BOARD OF SCHOOL COMMISSIONERS OR ANOTHER COUNTY BOARD OF EDUCATION AT ANY TIME WHILE THE ORDER OF RECONSTITUTION IS IN EFFECT AND ON TERMINATION OF THE CONTRACT WITH THE THIRD PARTY CONTRACTOR:

- (1) IS NOT SUBJECT TO THE PROVISIONS OF § 22–217 OF THIS SUBTITLE;
- (2) SHALL BE REINSTATED AS A MEMBER OF THE TEACHERS' RETIREMENT SYSTEM;
- (3) SHALL BE ENTITLED TO RESTORATION OF ANY SERVICE CREDIT TO WHICH THE INDIVIDUAL WAS ENTITLED BEFORE EMPLOYMENT BY THE THIRD PARTY CONTRACTOR WHETHER OR NOT THE INDIVIDUAL WAS VESTED; AND