

4-204. LIMITATION ON MEMBERSHIP.

ANY OTHER LAW THAT PROVIDES WHOLLY OR PARTLY AT THE EXPENSE OF THE STATE OF MARYLAND FOR PENSIONS OR RETIREMENT BENEFITS FOR EMPLOYEES OF THE STATE, THEIR SURVIVING SPOUSES, OR OTHER DEPENDENTS, DOES NOT APPLY TO MEMBERS OR BENEFICIARIES OF THIS PENSION SYSTEM, THEIR SURVIVING SPOUSES, OR OTHER DEPENDENTS, EXCEPT BENEFITS FROM SOCIAL SECURITY. THIS SECTION DOES NOT APPLY TO ANY PERSON WHOSE PENSION OR RETIREMENT ALLOWANCE WAS ESTABLISHED UNDER OTHER LAW AND TO WHICH THE STATE DOES NOT CONTRIBUTE, AND IT DOES NOT APPLY TO THE BENEFICIARIES OF THAT PERSON.

COMMITTEE NOTE: This section formerly appeared as Art. 73B, § 127.

SUBTITLE 3. ELIGIBILITY SERVICE, CREDITABLE SERVICE, AND
AVERAGE FINAL COMPENSATION.

4-301. ELIGIBILITY SERVICE.

(A) (1) ALL SERVICE WITH THE STATE RENDERED BY A MEMBER ON OR AFTER JANUARY 1, 1980, AND BEFORE RETIREMENT SHALL BE ELIGIBILITY SERVICE FOR THE PURPOSES OF THIS PENSION SYSTEM.

(2) IF A MEMBER COMPLETES AT LEAST 700 HOURS OF SERVICE IN ANY FISCAL YEAR, THE MEMBER SHALL BE CREDITED FOR A FULL YEAR OF ELIGIBILITY SERVICE.

(3) EXCEPT IN THE FIRST AND LAST YEARS, A MEMBER MAY NOT RECEIVE ANY ELIGIBILITY SERVICE CREDIT IN ANY FISCAL YEAR IN WHICH THE MEMBER COMPLETES LESS THAN 700 HOURS OF SERVICE. IN THE FIRST AND LAST YEARS, THE ELIGIBILITY SERVICE CREDIT FOR LESS THAN 700 HOURS OF SERVICE SHALL BE PRORATED BASED ON THE ACTUAL NUMBER OF HOURS WORKED.

(B) (1) FOR ANY MEMBER WHO HAS TRANSFERRED TO THIS PENSION SYSTEM FROM THE RETIREMENT SYSTEM, CREDITABLE SERVICE RECOGNIZED UNDER THE RETIREMENT SYSTEM THROUGH THE DATE IMMEDIATELY BEFORE THE MEMBER BECOMES A MEMBER OF THIS PENSION SYSTEM SHALL BE ELIGIBILITY SERVICE.

(2) CREDIT TRANSFERRED FROM A RETIREMENT OR PENSION SYSTEM UNDER TITLE 1, SUBTITLE 4 OF THIS ARTICLE (TRANSFERS) OR TITLE 10, SUBTITLE 1 OF THIS ARTICLE (MUNICIPAL CORPORATIONS) SHALL BE ELIGIBILITY SERVICE.

(C) ELIGIBILITY SERVICE SHALL INCLUDE PERIODS WHILE IN THE MILITARY SERVICE AS SPECIFIED IN ARTICLE 65, § 88 OF THE CODE.