

(I) A POLICE EMPLOYEE AS DEFINED IN ARTICLE 88B, § 2 OF THE CODE FOR WHOM COMPENSATION IS PROVIDED BY STATE APPROPRIATION OR WHOSE COMPENSATION IS PAID FROM STATE FUNDS; OR

(II) A MARYLAND STATE POLICE CADET.

(2) "STATE POLICE OFFICER" DOES NOT INCLUDE:

(I) ANY PERSON WHO IS A MEMBER OF OR ENTITLED TO BE A MEMBER OF ANY OTHER SYSTEM OF THE SEVERAL SYSTEMS;

(II) ANY CLASS OF EMPLOYEE WHOSE COMPENSATION IS PAID ONLY PARTLY BY THIS STATE; OR

(III) ANY EMPLOYEE WHO SERVES ON A CONTRACTUAL OR TEMPORARY BASIS.

(3) IN ANY CASE OF DOUBT, THE BOARD OF TRUSTEES SHALL DETERMINE WHETHER ANY PERSON IS A STATE POLICE OFFICER REGARDLESS OF THE METHOD OF PAYMENT.

COMMITTEE NOTE: This subsection formerly appeared as Art. 88B, § 49(3).

In paragraph (1) of this subsection, the term "State Police officer" is substituted for "employee" to avoid confusion concerning civilian employees of the Maryland State Police. Also, the phrase "a police employee as defined in Article 88B, § 2 of the Code" is substituted for "officer or employee of the Maryland State Police" for the same reason. Civilian employees are required to be members of the Employees' Retirement System under Art. 88B, § 32(4).

Paragraph (1) (ii) of this subsection is new language to make explicit that the Maryland State Police cadets are members of this system. The cadets are currently treated as members of this system to simplify administration of this system.

Paragraph (2) of this subsection is new language derived without substantive change from the second sentence of former § 49(3). The fourth sentence of former § 49(3) now appears as § 6-201(b) of this title.

The only other changes are stylistic.

(G) "MEMBERSHIP SERVICE" MEANS SERVICE RENDERED WHILE A MEMBER OF THE RETIREMENT SYSTEM.

COMMITTEE NOTE: This subsection formerly appeared as Art. 88B, § 49(9).

The phrase "as an employee" is deleted as unnecessary.

The only other changes are stylistic.