

(D) THIS SUBTITLE DOES NOT APPLY TO A MARYLAND PORT ADMINISTRATION POLICE OFFICER WHO TRANSFERRED FROM THE EMPLOYEES' RETIREMENT SYSTEM TO THE EMPLOYEES' PENSION SYSTEM ON OR AFTER DECEMBER 1, 1997.

26-202.

(a) Except as provided in subsection (b) of this section, an individual described in § 26-201 of this subtitle is a member of the Law Enforcement Officers' Pension System as a condition of employment.

(b) (1) Subject to paragraph (2) of this subsection, membership in the Law Enforcement Officers' Pension System is optional for an individual described in § 26-201 of this subtitle:

(i) who was employed by the Department of Natural Resources on July 1, 1990 and who elects membership on or before December 31, 1997;

(ii) who was employed by the Maryland Investigative Services Unit on June 30, 1995 and who elects membership on or before December 31, 1997;

(iii) who was employed by the Maryland Transportation Authority on June 30, 1997 and who elects membership on or before December 31, 1997; [or]

(iv) who was employed by the Baltimore City Sheriff's Department on June 30, 1997 and who elects membership on or before December 31, 1997; OR

(v) WHO WAS EMPLOYED BY THE MARYLAND PORT ADMINISTRATION POLICE FORCE AND WAS SUBSEQUENTLY TRANSFERRED TO AND EMPLOYED BY THE MARYLAND TRANSPORTATION AUTHORITY POLICE FORCE ON ~~OCTOBER~~ JULY 1, 1998 AND WHO ELECTS MEMBERSHIP ON OR BEFORE DECEMBER 31, 1998.

(2) To elect to be a member of the Law Enforcement Officers' Pension System, an individual shall file a written application with the State Retirement Agency.

(3) If an individual does not elect membership during the applicable period specified under paragraph (1) of this subsection, the individual may not become a member of the Law Enforcement Officers' Pension System.

Article - Transportation

4-208.

(a) There is a Maryland Transportation Authority Police Force.

(b) (1) A Maryland Transportation Authority police officer has all the powers granted to a peace officer and a police officer of this State.

(2) However, the Maryland Transportation Authority police officer may exercise these powers only on property owned, leased, or operated by or under the control of the Maryland Transportation Authority [and the], Maryland Aviation Administration, AND MARYLAND PORT ADMINISTRATION.