

(11) a court reporter for the Circuit Court for Charles County who is a member of the Employees' Pension System on July 1, 1994; or transfers from the Employees' Retirement System on or after July 1, 1994;

(12) a staff employee of the University System of Maryland, Morgan State University, or St. Mary's College who is:

(i) a member of the Employees' Pension System on January 1, 1998, or transfers from the Employees' Retirement System on or after January 1, 1998; or

(ii) a staff employee of the University System of Maryland, Morgan State University, or St. Mary's College who becomes an employee on or after January 1, 1998;

(13) on or after the date that the Board of Education of Kent County begins participation in the Employees' Pension System, a supportive service employee of the Board of Education of Kent County;

(14) an employee of the Town of Oakland on or after the date that the Town of Oakland begins participation in the Employees' Pension System; [and]

(15) an employee of the City of Frostburg on or after the date that the City of Frostburg begins participation in the Employees' Pension System; AND

(16) AN EMPLOYEE OF THE TOWN OF BERWYN HEIGHTS ON OR AFTER THE DATE THAT THE TOWN OF BERWYN HEIGHTS BEGINS PARTICIPATION IN THE EMPLOYEES' PENSION SYSTEM.

23-204.

(b) (1) THIS SUBSECTION DOES NOT APPLY TO AN EMPLOYEE OF THE TOWN OF BERWYN HEIGHTS.

(2) (i) Except as provided in paragraph ~~(2)~~ (3) of this subsection, this subsection applies only to the employees of a participating governmental unit who:

1. are employed by the participating governmental unit on June 30, 2004; and

2. were employed by the participating governmental unit on the effective date of participation in the State systems.

(ii) Except as provided in paragraph ~~(2)~~ (3) of this subsection, membership in the Employees' Pension System is optional for an individual under