K4 1lr0943 CF 1lr0942

By: Delegate Jacobs

Introduced and read first time: January 15, 2021

Assigned to: Appropriations

A BILL ENTITLED

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1	A N	$\mathbf{A}(\mathbf{C}^{\prime\prime}\mathbf{I}^{\prime\prime})$	concerning
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Correctional Officers' Retirement System - Kent County

3 FOR the purpose of requiring membership in the Correctional Officers' Retirement System for certain local detention center officers of Kent County under certain 4 circumstances; providing that a certain individual is entitled to eligibility service and 5 creditable service that was earned before the effective date of Kent County's 6 7 participation in the Correctional Officers' Retirement System; providing that an 8 individual who receives certain service credit is not a member of and has no rights 9 to a benefit in the Employees' Pension System; providing for the transfer of creditable service for a certain individual; providing for the transfer and crediting of certain 10 assets on the effective date of participation; and generally relating to Kent County's 11 12 participation in the Correctional Officers' Retirement System.

- 13 BY adding to
- 14 Article State Personnel and Pensions
- 15 Section 31–2B–07
- 16 Annotated Code of Maryland
- 17 (2015 Replacement Volume and 2020 Supplement)
- 18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
- 19 That the Laws of Maryland read as follows:

Article – State Personnel and Pensions

21 **31–2B–07.**

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- 22 (A) THIS SECTION APPLIES TO AN INDIVIDUAL WHO IS A LOCAL DETENTION
- 23 CENTER OFFICER OF KENT COUNTY BEFORE THE EFFECTIVE DATE, AND WHO
- 24 REMAINS A LOCAL DETENTION CENTER OFFICER OF KENT COUNTY THROUGH THE

1 EFFECTIVE DATE.

- 2 (B) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IF KENT COUNTY
- 3 BECOMES A PARTICIPATING GOVERNMENTAL UNIT IN THE CORRECTIONAL
- 4 OFFICERS' RETIREMENT SYSTEM, MEMBERSHIP IN THE CORRECTIONAL OFFICERS'
- 5 RETIREMENT SYSTEM IS MANDATORY FOR AN INDIVIDUAL DESCRIBED UNDER
- 6 SUBSECTION (A) OF THIS SECTION.
- 7 (C) IF KENT COUNTY COMMENCES PARTICIPATION IN THE CORRECTIONAL
- 8 OFFICERS' RETIREMENT SYSTEM IN ACCORDANCE WITH SUBSECTION (B) OF THIS
- 9 SECTION, AN INDIVIDUAL DESCRIBED UNDER SUBSECTION (A) OF THIS SECTION IS
- 10 ENTITLED TO ELIGIBILITY SERVICE AND CREDITABLE SERVICE IN THE
- 11 CORRECTIONAL OFFICERS' RETIREMENT SYSTEM FOR EMPLOYMENT WITH KENT
- 12 COUNTY BEFORE THE EFFECTIVE DATE.
- 13 (D) ON JOINING THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM
- 14 AND RECEIVING SERVICE CREDIT AS PROVIDED UNDER SUBSECTION (C) OF THIS
- 15 SECTION, AN INDIVIDUAL DESCRIBED UNDER SUBSECTION (A) OF THIS SECTION
- 16 SHALL:
- 17 (1) NO LONGER BE A MEMBER OF THE EMPLOYEES' PENSION
- 18 SYSTEM; AND
- 19 (2) HAVE NO FURTHER RIGHTS TO ANY BENEFIT IN THE EMPLOYEES'
- 20 PENSION SYSTEM.
- 21 (E) THE TRANSFER OF CREDITABLE SERVICE FOR AN INDIVIDUAL
- 22 DESCRIBED IN SUBSECTION (A) OF THIS SECTION WHO IS A MEMBER OF THE
- 23 EMPLOYEES' PENSION SYSTEM THROUGH THE EFFECTIVE DATE, AND WHO
- 24 TRANSFERS TO THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM UNDER THIS
- 25 SECTION, IS NOT GOVERNED BY TITLE 37 OF THIS ARTICLE.
- 26 (F) IF KENT COUNTY BECOMES A PARTICIPATING GOVERNMENTAL UNIT IN
- 27 THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM, § 31-2B-05(C) OF THIS
- 28 SUBTITLE SHALL GOVERN THE TRANSFER AND CREDITING OF ASSETS ON THE
- 29 EFFECTIVE DATE.
- 30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
- 31 1, 2021.