

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2024, Legislative Day No. 8

Bill No. 31-24

Introduced by Mr. Smith

By the County Council, April 15, 2024

Introduced and first read on April 15, 2024
Public Hearing set for May 20, 2024
Bill Expires July 19, 2024

By Order: Kaley Schultze, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Pensions – Reemployment – Reduction of Benefits

2
3 FOR the purpose of eliminating a reduction in pension benefit during a pension recipient’s
4 period of reemployment under certain circumstances; and generally relating to
5 pensions.
6

7 BY repealing and reenacting, with amendments: § 5-1-203(b)
8 Anne Arundel County Code (2005, as amended)
9

10 BY repealing: § 5-1-203(c)
11 Anne Arundel County Code (2005, as amended)
12

13 BY adding: § 5-1-203(c)
14 Anne Arundel County Code (2005, as amended)
15

16 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
17 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:
18

ARTICLE 5. PENSIONS

TITLE 1. DEFINITIONS; GENERAL PROVISIONS

5-1-203. Reemployment.

24
25 (b) **Reduction of benefits; earning new benefits; termination of reemployment.**
26

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter stricken from existing law.
Underlining indicates amendment to a bill.

1 (1) Except as provided in subsection (c) or (d), whenever a retired participant is
2 employed or reemployed by an employer, the employee's retirement benefit shall be
3 reduced by \$1.00 for every \$2.00 earned by the employee.

4
5 (2) WHILE REEMPLOYED, THE EMPLOYEE MAY PARTICIPATE IN A RETIREMENT
6 PLAN AND MAY EARN A NEW RETIREMENT BENEFIT SUBJECT TO ALL VESTING AND OTHER
7 CONDITIONS OF THIS ARTICLE AS OF THE DATE OF REEMPLOYMENT AND AS MODIFIED
8 THEREAFTER.

9
10 (3) On termination of reemployment, the ~~[[retirement benefit amount shall include~~
11 ~~any new retirement benefit earned]]~~ RETIRED PARTICIPANT IS ENTITLED TO THE
12 REINSTATEMENT OF THE ORIGINAL RETIREMENT BENEFIT AND TO ANY NEW RETIREMENT
13 BENEFIT EARNED DURING THE PERIOD OF REEMPLOYMENT based on credited service and
14 annual basic pay during the period of reemployment. Any retirement benefit earned during
15 the period of reemployment may be subject to different early retirement reduction factors
16 and optional forms of payments than the ~~[[prior]]~~ ORIGINAL benefit.

17
18 **(C) When benefits not reduced.** EXCEPT AS PROVIDED IN § 5-1-515, THE RETIREMENT
19 BENEFIT OF A PARTICIPANT MAY NOT BE REDUCED IF THE PARTICIPANT IS REEMPLOYED
20 IN ANY POSITION OTHER THAN A POSITION IN THE DEPARTMENT IN WHICH THE
21 PARTICIPANT WAS EMPLOYED AT THE TIME OF RETIREMENT.

22
23 SECTION 2. *And be it further enacted,* That this Ordinance shall take effect 45 days
24 from the date it becomes law.