

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 7

Bill No. 24-23

Introduced by Ms. Fiedler and Mr. Volke

By the County Council, April 3, 2023

Introduced and first read on April 3, 2023
Public Hearing set for May 1, 2023
Bill Expires July 7, 2023

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Pensions – County Councilmember – Vesting

2
3 FOR the purpose of altering the number of service years a County Councilmember who is
4 a participant in the Employees’ Retirement Plan is required to complete in order to vest
5 in the benefits of the plan; making conforming changes; and generally relating to
6 pensions.

7
8 BY repealing and reenacting, with amendments: §§ 5-1-209(a)(6) and (7); 5-1-211(b)(6);
9 5-3-301(a)(3); and 5-3-302(a)(4)
10 Anne Arundel County Code (2005, as amended)

11
12 BY adding: § 5-1-209(a)(8)
13 Anne Arundel County Code (2005, as amended)

14
15 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
16 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:

ARTICLE 5. PENSIONS

TITLE 1. GENERAL PROVISIONS

5-1-209. Credited pre-plan military service.

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24 (a) **Generally.** A participant may receive a maximum of three years of credited pre-
25 plan military service for active duty pre-plan military service honorably completed before
26 employment with an employer if:

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter deleted from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.

1 (6) EXCEPT AS OTHERWISE PROVIDED FOR IN PARAGRAPH (8), for a participant in
2 the Employees' Retirement Plan who is an elected official, OTHER THAN A COUNTY
3 COUNCILMEMBER, whose first term begins on or after December 1, 2014, the participant
4 completes actual plan service plus transferred service under § 5-1-302 totaling 10 years;
5 ~~[[or]]~~

6
7 (7) for a participant in the Employees' Retirement Plan who is an exempt employee
8 hired under § 6-2-101 or § 6-2-103 of this Code and is hired on or after December 1, 2014,
9 the participant completes actual plan service plus transferred service under § 5-1-302
10 totaling eight years; OR

11
12 (8) FOR A PARTICIPANT IN THE EMPLOYEES' RETIREMENT PLAN WHO IS A COUNTY
13 COUNCILMEMBER WHOSE FIRST TERM BEGINS ON OR AFTER DECEMBER 1, 2014, THE
14 PARTICIPANT COMPLETES ACTUAL PLAN SERVICE PLUS TRANSFERRED SERVICE UNDER §
15 5-1-302 TOTALING 14 YEARS.

16
17 **5-1-211. Purchased service – Employees' Retirement Plan and Detention Officers'
18 and Deputy Sheriffs' Retirement Plan.**

19
20 (b) **Payment.**

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22 (6) (I) ~~[[A]]~~ EXCEPT AS OTHERWISE PROVIDED FOR IN SUBPARAGRAPH (II), A
23 participant in the Employees' Retirement Plan who is an elected official, OTHER THAN A
24 COUNTY COUNCILMEMBER, whose first term begins on or after December 1, 2014 may not
25 obtain and pay for any purchased service until the participant has completed actual plan
26 service plus transferred service under § 5-1-302 totaling 10 years.

27
28 (II) A PARTICIPANT IN THE EMPLOYEES' RETIREMENT PLAN WHO IS A COUNTY
29 COUNCILMEMBER WHOSE FIRST TERM BEGINS ON OR AFTER DECEMBER 1, 2014 MAY NOT
30 OBTAIN AND PAY FOR ANY PURCHASED SERVICE UNTIL THE PARTICIPANT HAS
31 COMPLETED ACTUAL PLAN SERVICE PLUS TRANSFERRED SERVICE UNDER § 5-1-302
32 TOTALING 14 YEARS.

33
34 **TITLE 3. EMPLOYEES' RETIREMENT PLAN**

35
36 **5-3-301. Vesting; termination of service before retirement.**

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38 (a) **Generally.** A participant vests in the benefits of the plan upon completion of actual
39 plan service plus transferred service under § 5-1-302 as set forth in this subsection.

40
41 (3) A participant in the Employees' Retirement Plan who is a County
42 Councilmember whose first term begins on or after December 1, 2014 vests in the benefits
43 of the plan upon completion of actual plan service plus transferred service under § 5-1-302
44 totaling ~~[[10]]~~ 14 years.

45
46 **5-3-302. Determination of normal retirement date and early retirement date.**

47
48 (a) **Normal retirement date.** A participant's normal retirement date is the first day of
49 the month coinciding with or next following the earlier of:

50 (4) for a participant in the Employees' Retirement Plan who is a County

1 Councilmember whose first term begins on or after December 1, 2014:

2

3 (i) the participant's 60th birthday and completion of actual plan service plus
4 transferred service under § 5-1-302 totaling ~~[[10]]~~ 14 years; or

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6 (ii) the completion of 30 years of credited service; or

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