

MEMORANDUM

TO: County Council

FROM: Robert H. Drummer, Legislative Attorney 
Michael Faden, Senior Legislative Attorney

SUBJECT: **Introduction:** Expedited Bill 10-08, Personnel – Deferred Compensation – Enrollment

Expedited Bill 10-08, Personnel – Deferred compensation –Enrollment, sponsored by the Council President at the request of the County Executive, is scheduled to be introduced on April 8. A public hearing is tentatively scheduled for April 29 at 1:30 p.m.

Recent collective bargaining agreements have provided for automatic enrollment of employees in the Deferred Compensation Plans. Bill 10-08 would authorize the Chief Administrative Officer to make payroll deductions from the salaries of employees for purposes of automatic enrollment in the Deferred Compensation Plans.

<u>This packet contains:</u>	<u>Circle #</u>
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Expedited Bill No. 10-08
Concerning: Personnel — Deferred Compensation – Enrollment
Revised: 4/2/08 Draft No. 1
Introduced: April 8, 2008
Expires: October 8, 2009
Enacted: _____
Executive: _____
Effective: _____
Sunset Date: None
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the Request of the County Executive

AN EXPEDITED ACT to:

- (1) authorize the Chief Administrative Officer to make payroll deductions from the salaries of employees for purposes of automatic enrollment in Deferred Compensation Plans; and
- (2) generally amend the law regarding deductions from employees salaries.

By amending

Montgomery County Code
Chapter 33, Personnel and Human Resources
Section 33-11

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

1 **Sec. 1. Section 33-11 is amended as follows:**

2 **33-11. Classification; salary and wage plans.**

3 * * *

4 (c) Salary policies. Employees [are] must be paid on a biweekly basis.
 5 Except as [specifically] expressly provided by federal, state, or
 6 County law, the Chief Administrative Officer must determine any
 7 applicable payroll deductions and charges for [such] deductions,
 8 including state income tax withholding for any state [of residence of]
 9 where an employee resides. The Chief Administrative Officer may
 10 deduct from an employee's salary, without written authorization, any
 11 amount specified under any automatic enrollment provision of the
 12 Deferred Compensation Plan established under Section 33-142 and of
 13 a deferred compensation plan established under Section 33-146B to
 14 the extent permitted by a collective bargaining agreement if the
 15 employee is a member of an applicable bargaining unit. When an
 16 employee leaves County employment, any debts the employee owes
 17 to the county may be [set off and] deducted from any unpaid salary,
 18 accrued annual or compensatory leave, or retirement contributions due
 19 to the employee.

20 * * *

21 **Sec. 2. Expedited Effective Date.**

22 The Council declares that this legislation is necessary for the immediate
 23 protection of the public interest. This Act takes effect on July 1, 2008.

24 *Approved:*

25
26

Michael J. Knapp, President, County Council

Date

LEGISLATIVE REQUEST REPORT

Expedited Bill 10-08, Personnel – Deferred Compensation - Enrollment

DESCRIPTION: The requested legislation authorizes the chief administrative officer to make payroll deductions from the salaries of employees for purposes of automatic enrollment in the Deferred Compensation Plans.

PROBLEM: Recent collective bargaining agreements have provided for automatic enrollment of employees in the Deferred Compensation Plans. This amendment authorizes the chief administrative officer to make payroll deductions from the salaries of employees for purposes of automatic enrollment in the Deferred Compensation Plans.

GOALS AND OBJECTIVES: To provide authority for the chief administrative officer to make payroll deductions from the salaries of employees for purposes of automatic enrollment in the Deferred Compensation Plans.

COORDINATION: Office of Human Resources

FISCAL IMPACT: Office of Management and Budget

ECONOMIC IMPACT: none

EVALUATION: n/a



OFFICE OF THE COUNTY EXECUTIVE
ROCKVILLE, MARYLAND 20850

Isiah Leggett
County Executive

MEMORANDUM

March 27, 2008

TO: Michael J. Knapp, President
Montgomery County Council

FROM: Isiah Leggett, County Executive

SUBJECT: Technical Bill – Automatic Enrollment in Deferred Compensation Plans

Recent collective bargaining agreements have provided for automatic enrollment of employees in the Deferred Compensation Plans. This technical amendment simply authorizes the Chief Administrative Officer to make payroll deductions from the salaries of all employees (OPT/SLT, Police, Fire, and non-represented) for purposes of automatic enrollment in the Deferred Compensation Plans. This bill has no fiscal impact.

Attachments

IL: sw