

Expedited Bill No. 12-08
Concerning: Personnel – Retirement – Retirement Incentive Program
Revised: May 9, 2008 Draft No. 3
Introduced: April 8, 2008
Enacted: May 14, 2008
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) provide a retirement incentive program for certain members of the employees' retirement system; and
- (2) generally amend the law regarding the employees' retirement system.

By amending

Montgomery County Code
Chapter 33, Personnel and Human Resources
Section 33-42

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:

27 [[will]] must not have any early retirement reduction
 28 applied to the member's pension benefit.

29 (B) A member who is eligible for early retirement and within
 30 two years of meeting the criteria for normal retirement
 31 [[will]] must have an early retirement reduction factor of
 32 [[two percent (2%)]] 2% applied to the member's
 33 pension benefit.

34 (3) Additional Retirement Benefit. In addition to a member's
 35 pension benefit calculated under this Section, the member
 36 [[will]] must receive an additional \$25,000 retirement benefit.
 37 The member may elect to receive the additional \$25,000
 38 retirement benefit as follows:

39 (A) [[Upon]] When the [[member's retirement]] member
 40 retires, the additional \$25,000 retirement benefit [[will]]
 41 must be paid:

42 (i) to the member in one lump sum;

43 (ii) as a direct rollover to an eligible retirement plan
 44 (as defined in the Internal Revenue Code); or

45 (iii) a combination of (i) and (ii);

46 (B) Beginning on the member's retirement date, 12 monthly
 47 installment payments [[will]] must be paid:

48 (i) to the member;

49 (ii) as a direct rollover to an eligible retirement plan
 50 (as defined in the Internal Revenue Code); or

51 (iii) a combination of (i) and (ii); or

52 (C) as an additional retirement benefit paid over the
53 member's lifetime in the pension option elected by the
54 member under Section 33-44.

55 (4) Cost of Living. Cost of living adjustments do not apply to this
56 benefit. [[No]] A cost of living [[adjustments calculated]]
57 adjustment under [[subsection]] Section 33-44(c) [[will]] must
58 not include the \$25,000 additional retirement benefit.

59 (5) Approval. The Chief Administrative Officer must approve a
60 request to participate in the program from a member employed
61 [[by]] in the Executive Branch. The Council Staff Director
62 must approve a request to participate in the program from a
63 member employed [[by]] in the Legislative Branch. If more
64 than [[twenty percent (20%)]] 20% of members eligible to
65 participate in the Executive Branch, [[both]] either Countywide
66 [[and]] or by department, [[request]] apply to participate in the
67 program, the Chief Administrative Officer may limit the
68 number of [[members, both]] participants, either on a
69 Countywide [[and]] or department basis. If more than 20% of
70 members eligible to participate in the Legislative Branch apply
71 to participate in the program, the Council Staff Director may
72 limit the number of participants. The Chief Administrative
73 Officer and the Council Staff Director [[will]] must base any
74 [[limitations]] limits on the number of participants on years of
75 service with the County. Years of service with the County
76 [[does]] must not include service with a participating agency,
77 purchased service, or sick leave.

