

CITY OF BALTIMORE

STEPHANIE RAWLINGS-BLAKE, Mayor



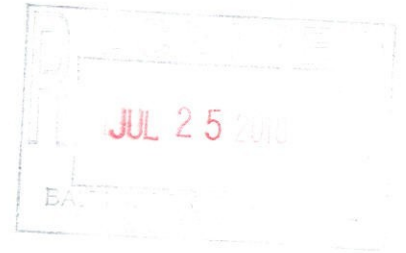
DEPARTMENT OF LAW

GEORGE A. NILSON, City Solicitor
101 City Hall
Baltimore, Maryland 21202

July 22, 2010

Honorable President and Members
of the City Council of Baltimore
Room 409, City Hall
100 N. Holliday Street
Baltimore, Maryland 21202

Attn: Karen Randle
Executive Secretary



Re: City Council Bill No. 10-0571 - Fire and Police Employees
Retirement System – Benefits-Corrective

Dear President and City Council Members:

You have requested the advice of the Law Department regarding City Council Bill 10-0571. City Council Bill 571 corrects language in the newly enacted Fire and Police Pension law. The bill removes the requirement that service must be continuous in Section 34(A-1) (2)(iii) and Section 36C(c)(1-A)(B) and (C) and Section 36C(1-b)(A) and (B). The bill also allows service to be purchased to satisfy the 15-year grandfathering rule. Members have until December 31, 2010 to purchase service to satisfy the 15 year grandfathering. For the purposes of the age and service requirements for the normal retirement benefits, at least 15 years must be as a contributing member of the system. The bill also clarifies who can be the Fire Chief's designee on the Board of Trustees and that grandfathered members will continue to earn 5.5% interest on their DROP contributions.

City Council Bill 10-0571 is necessary to correct and clarify the Fire and Police Pension System law. The Law Department finds no legal impediments to the bill and therefore approves City Council Bill 10-0571 for form and legal sufficiency.

Sincerely yours, *ecw*
Elena R. DiPietro
Elena R. DiPietro
Chief Solicitor

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cc: Honorable Bernard C. Young
Angela Gibson
George Nilson, City Solicitor
Ashlea Brown
Hilary Ruley
Terese Brown