

**CITY OF BALTIMORE
COUNCIL BILL 08-0020
(First Reader)**

Introduced by: Councilmembers Kraft, Cole, Reisinger, Conaway, Curran, Clarke, Branch,
Spector, Middleton, Welch

Introduced and read first time: January 28, 2008

Assigned to: Taxation, Finance and Economic Development Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Fire and Police Employees' Retirement
System, Department of Finance, Fire Department, Police Department

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Retirement Systems – Fire and Police Employees –**
3 **100% Line-of-Duty Disability Benefits**

4 FOR the purpose of increasing the retirement allowance for members who retire on a 100% line-
5 of-duty disability; providing for the applicability of this increase to members currently
6 retired; and generally relating to the Fire and Police Employees' Retirement System.

7 BY repealing and reordaining, with amendments

8 Article 22 - Retirement Systems

9 Section(s) 34(f-2)

10 Baltimore City Code

11 (Edition 2000)

12 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
13 Laws of Baltimore City read as follows:

14 **Baltimore City Code**

15 **Article 22. Retirement Systems**

16 **Subtitle – Fire and Police Employees' Retirement System**

17 **§ 34. Benefits.**

18 (f-2) *Allowance on 100% line-of-duty disability retirement.*

19 (1) Any member who retires on a 100% line-of-duty disability shall receive a retirement
20 allowance that consists of:

21 (i) an annuity that is the actuarial equivalent of the member's accumulated
22 contributions at the time of retirement; [and] PLUS

23 (ii) a pension that[, together with the annuity,] equals 100% of the member's
24 regular compensation at the time of retirement.

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

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1 (2) For purposes of computing the pension payable to the member, if the last injury that
2 caused or contributed to the disability occurred while the member was assigned to
3 duties in a higher classification than his or her regular classification, the member's
4 compensation shall be based on the maximum rate of pay earnable in the
5 classification in which she or he was performing duties at the time of the injury
6 causing the disability.

7 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the increase in benefits established by this
8 Ordinance applies to all persons who:

9 (a) in accordance with Article 22, § 34, retire on a 100% line-of-duty disability after the
10 effective date of this Ordinance, and

11 (b) on the effective date of this Ordinance, are receiving a 100% line-of-duty disability under
12 Article 22, § 34, retroactively to the date of their retirement.

13 **SECTION 3. AND BE IT FURTHER ORDAINED,** That the catchlines contained in this Ordinance
14 are not law and may not be considered to have been enacted as a part of this or any prior
15 Ordinance.

16 **SECTION 4. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30th day
17 after the date it is enacted.