

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 22-0292

Introduced by: President Mosby
Introduced and read first time: October 24, 2022
Assigned to: Education, Workforce, and Youth Committee

Committee Report: Favorable, with amendments
Council action: Adopted
Read second time: November 7, 2022

AN ORDINANCE CONCERNING

Elected Officials' Retirement System – Benefits – Eligibility

FOR the purpose of modifying certain provisions of the Elected Officials' Retirement System of the City of Baltimore relating to eligibility for service retirement benefits and deferred vested benefits; making this Ordinance contingent on the ratification of a certain City Charter amendment by a certain date; and providing for a special effective date.

BY repealing and reordaining, with amendments

Article 22 - Retirement Systems
Sections 22(a)(1) and 22(d)(1)
Baltimore City Code
(Edition 2000)

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

Baltimore City Code

Article 22. Retirement Systems

Elected Officials' Retirement System

§ 22. Benefits.

(a) *Service retirement benefits.*

(1) *Eligibility.*

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.
Underlining indicates matter added to the bill by amendment.
~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from existing law by amendment.

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1 (i) *First became member on or before December 5, 2016.*

2 An elected official who first became a member on or before December 5, 2016, is
3 entitled to receive, commencing on the 1st day of the month following his or her
4 retirement, a service retirement benefit, calculated as provided in paragraph (3)(i)
5 of this subsection, if the member has:

6 (A) at least 12 years of service and attained age 50; or

7 (B) at least 16 years of service.

8 (ii) *First became member on or after December 6, 2016.*

9 An elected official who first became a member on or after December 6, 2016, **OR,**
10 **IS A MEMBER AND SERVING IN OFFICE AS OF DECEMBER 1, 2022,** is entitled to
11 receive, commencing on the 1st day of the month following his or her retirement, a
12 service retirement benefit, calculated as provided in paragraph (3)(i) of this
13 subsection, if the member has at least **[12] 8** years of service and attained age 55.
14 ...

15 (d) *Deferred vested retirement benefit.*

16 (1) *Eligibility.*

17 (i) *First became member on or before December 5, 2016.*

18 An elected official who first became a member on or before December 5, 2016, is
19 entitled to receive, commencing on the 1st day of the month immediately
20 following his or her 50th birthday, a deferred vested retirement benefit, if the
21 member has:

22 (A) at least 12 years of service but less than 16 years of service;

23 (B) left office before attaining age 50; and

24 (C) after leaving office, elected not to withdraw his or her accumulated
25 contributions with this System.

26 (ii) *First became member on or after December 6, 2016.*

27 An elected official who first became a member on or after December 6, 2016, **OR,**
28 **IS A MEMBER AND SERVING IN OFFICE AS OF DECEMBER 1, 2022,** is entitled to
29 receive, commencing on the 1st day of the month immediately following his or her
30 55th birthday, a deferred vested retirement benefit, if the member has:

31 (A) at least **[12] 8** years of service;

32 (B) left office before attaining age 55; and

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1 (C) after leaving office, elected not to withdraw his or her accumulated
2 contributions with this System.

3 **SECTION 2. AND BE IT FURTHER ORDAINED,** That Section 1 of this Ordinance shall take
4 effect contingent on the ratification by the voters of the City at the 2022 general election of an
5 amendment to the City Charter that establishes a 2-term limit for Baltimore City elected officials,
6 including the Mayor, Comptroller, City Council President, and City Council members, wherein
7 none of the above-listed elected officials shall hold office for more than 8 years during any
8 12-year period.

9 **SECTION 3. AND BE IT FURTHER ORDAINED,** That if an amendment to the City Charter that
10 establishes a 2-term limit for Baltimore City elected officials, including the Mayor, Comptroller,
11 City Council President, and City Council members, wherein none of the above listed elected
12 officials shall hold office for more than 8 years during any 12-year period is ratified at the 2022
13 general election, Section 1 of this Ordinance shall take effect January 1, 2023.

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Certified as duly passed this 21 day of November, 2022



President, Baltimore City Council

Certified as duly delivered to His Honor, the Mayor,

this 21 day of November, 2022



Chief Clerk

Approved this _____ day of _____, 20____

Mayor, Baltimore City