

**CITY OF BALTIMORE  
COUNCIL BILL 15-0589  
(First Reader)**

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Introduced by: Councilmember Curran

Introduced and read first time: November 2, 2015

Assigned to: Taxation, Finance and Economic Development Committee

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REFERRED TO THE FOLLOWING AGENCIES: Employees' Retirement System, Department of Finance, Labor Commissioner, Department of Human Resources

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Employees' Retirement System –**  
3 **Credit for Prior Contractual Service to City**

4 FOR the purpose of granting a service credit for certain pre-employment contractual services  
5 provided to the City; providing for computation of that credit, subject to a certain maximum;  
6 and specifying the purposes for which that credit is to be applied.

7 BY adding

8 Article 22 - Retirement Systems  
9 Sections 9(d-2) and 9.2(e-1)  
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 – Employees' Retirement System**

17 **§ 9. Class C membership.**

18 (D-2) *CREDIT FOR CONTRACTUAL CITY SERVICE BEFORE MEMBERSHIP.*

19 (1) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBTITLE, ON PROPER  
20 APPLICATION AND SUBMISSION OF SUPPORTING DOCUMENTATION SATISFACTORY TO  
21 THIS SYSTEM, SERVICE CREDIT SHALL BE GRANTED TO ANY CLASS C MEMBER WHO:

22 (I) BEFORE BECOMING A MEMBER OF THIS SYSTEM, WORKED FOR A TERM OF AT  
23 LEAST 1 YEAR PROVIDING SERVICES TO THE CITY ON A PERSONAL  
24 CONTRACTUAL BASIS; AND

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

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1 (II) SUBSEQUENTLY, AS A MEMBER OF THIS SYSTEM, ACQUIRED AT LEAST 10 YEARS  
2 OF SERVICE (DISREGARDING THE CONTRACTUAL SERVICE CREDIT).

3 (2) THE AMOUNT OF THE SERVICE CREDIT GRANTED SHALL BE AS FOLLOWS, SUBJECT TO A  
4 MAXIMUM SERVICE CREDIT OF 3 YEARS:

5 (I) FOR A MEMBER WHO RETIRES WITH 30 OR MORE YEARS OF SERVICE  
6 (DISREGARDING THE CONTRACTUAL SERVICE CREDIT), THE CREDIT IS EQUAL  
7 TO 75% OF THE CONTRACT TERM(S) DURING WHICH THE PREVIOUS  
8 CONTRACTUAL SERVICES WERE PROVIDED;

9 (II) FOR A MEMBER WHO RETIRES WITH 20 OR MORE YEARS OF SERVICE BUT LESS  
10 THAN 30 YEARS OF SERVICE (DISREGARDING THE CONTRACTUAL SERVICE  
11 CREDIT), THE CREDIT IS EQUAL TO 50% OF THE CONTRACT TERM(S) DURING  
12 WHICH THE PREVIOUS CONTRACTUAL SERVICES WERE PROVIDED; AND

13 (III) FOR A MEMBER WHO RETIRES WITH 10 OR MORE YEARS OF SERVICE BUT LESS  
14 THAN 30 YEARS OF SERVICE (DISREGARDING THE CONTRACTUAL SERVICE  
15 CREDIT), THE CREDIT IS EQUAL TO 25% OF THE CONTRACT TERM(S) DURING  
16 WHICH THE PREVIOUS CONTRACTUAL SERVICES WERE PROVIDED.

17 (3) THE CREDIT GRANTED UNDER THIS SUBSECTION (D-2) SHALL BE COUNTED BY THIS  
18 SYSTEM IN DETERMINING BOTH:

19 (I) THE MEMBER'S YEARS-OF-SERVICE ELIGIBILITY FOR NORMAL RETIREMENT,  
20 EARLY RETIREMENT, OR DEFERRED VESTED PENSION, AS THE CASE MAY BE;  
21 AND

22 (II) THE AGGREGATE YEARS OF SERVICE (AND FRACTIONS OF YEARS OF SERVICE)  
23 USED TO COMPUTE THE MEMBER'S RETIREMENT BENEFIT.

24 **§ 9.2. Class D membership.**

25 (E-1) *CREDIT FOR CONTRACTUAL CITY SERVICE BEFORE CITY EMPLOYMENT.*

26 (1) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBTITLE, ON PROPER  
27 APPLICATION AND SUBMISSION OF SUPPORTING DOCUMENTATION SATISFACTORY TO  
28 THIS SYSTEM, SERVICE CREDIT SHALL BE GRANTED TO ANY CLASS D MEMBER WHO:

29 (I) BEFORE BECOMING A MEMBER OF THIS SYSTEM, WORKED FOR A TERM OF AT  
30 LEAST 1 YEAR PROVIDING SERVICES TO THE CITY ON A PERSONAL  
31 CONTRACTUAL BASIS; AND

32 (II) SUBSEQUENTLY, AS A MEMBER OF THIS SYSTEM, ACQUIRED AT LEAST 10 YEARS  
33 OF SERVICE (DISREGARDING THE CONTRACTUAL SERVICE CREDIT).

34 (2) THE AMOUNT OF THE SERVICE CREDIT GRANTED SHALL BE AS FOLLOWS, SUBJECT TO A  
35 MAXIMUM SERVICE CREDIT OF 3 YEARS:

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1 (I) FOR A MEMBER WHO RETIRES WITH 30 OR MORE YEARS OF SERVICE  
2 (DISREGARDING THE CONTRACTUAL SERVICE CREDIT), THE CREDIT IS EQUAL  
3 TO 75% OF THE CONTRACT TERM(S) DURING WHICH THE PREVIOUS  
4 CONTRACTUAL SERVICES WERE PROVIDED;

5 (II) FOR A MEMBER WHO RETIRES WITH 20 OR MORE YEARS OF SERVICE BUT LESS  
6 THAN 30 YEARS OF SERVICE (DISREGARDING THE CONTRACTUAL SERVICE  
7 CREDIT), THE CREDIT IS EQUAL TO 50% OF THE CONTRACT TERM(S) DURING  
8 WHICH THE PREVIOUS CONTRACTUAL SERVICES WERE PROVIDED; AND

9 (III) FOR A MEMBER WHO RETIRES WITH 10 OR MORE YEARS OF SERVICE BUT LESS  
10 THAN 30 YEARS OF SERVICE (DISREGARDING THE CONTRACTUAL SERVICE  
11 CREDIT), THE CREDIT IS EQUAL TO 25% OF THE CONTRACT TERM(S) DURING  
12 WHICH THE PREVIOUS CONTRACTUAL SERVICES WERE PROVIDED.

13 (3) THE CREDIT GRANTED UNDER THIS SUBSECTION (E-1) SHALL BE COUNTED BY THIS  
14 SYSTEM IN DETERMINING BOTH:

15 (I) THE MEMBER'S YEARS-OF-SERVICE ELIGIBILITY FOR NORMAL RETIREMENT,  
16 EARLY RETIREMENT, OR DEFERRED VESTED PENSION, AS THE CASE MAY BE;  
17 AND

18 (II) THE AGGREGATE YEARS OF SERVICE (AND FRACTIONS OF YEARS OF SERVICE)  
19 USED TO COMPUTE THE MEMBER'S RETIREMENT BENEFIT.

20 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the catchlines contained in this Ordinance  
21 are not law and may not be considered to have been enacted as a part of this or any prior  
22 Ordinance.

23 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30<sup>th</sup> day  
24 after the date it is enacted.