



## Legislation Details (With Text)

**File #:** 22-0292      **Version:** 0      **Name:** Elected Officials' Retirement System - Benefits - Eligibility

**Type:** Ordinance      **Status:** Vetoed by Mayor

**File created:** 10/24/2022      **In control:** Baltimore City Council

**On agenda:**      **Final action:** 12/5/2022

**Enactment date:**      **Enactment #:**

**Title:** 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.

**Sponsors:** President Nicholas J. Mosby

**Indexes:** Benefits, Elected Officials, Eligibility, Retirement Systems

**Code sections:**

**Attachments:** 1. 22-0292~1st Reader, 2. 22-0292 Law, 3. 22-0292 ERS, 4. 22-0292 RSP, 5. Final Synopsis 22-0292, 6. Hearing Notes 22-0292, 7. 2nd Reader Amendments 22-0292(1)~1st (President Mosby), 8. 2nd Reader Amendments 22-0292(1)~1st (Comm), 9. 22-0292~3rd Reader, 10. Mayoral Veto Letter - Bill 22-0292

Date	Ver.	Action By	Action	Result
12/5/2022	0	Baltimore City Council	Vetoed by Mayor	
11/21/2022	0	Baltimore City Council	Approved and Sent to the Mayor	
11/7/2022	0	Baltimore City Council	3rd Reader, Enrolled for Final Passage	
11/7/2022	0	Education Workforce and Youth	Recommended Favorably with Amendment	
11/3/2022	0	Education Workforce and Youth	Recommended Favorably with Amendment	Pass
10/27/2022	0	Baltimore City Council	Refer to Retirement Savings Plan Board of Trustees	
10/27/2022	0	Baltimore City Council	Refer to Baltimore City Administrator	
10/27/2022	0	Baltimore City Council	Refer to Dept. of Finance	
10/27/2022	0	Baltimore City Council	Refer to City Solicitor	
10/27/2022	0	Baltimore City Council	Refer to Employees' and Elected Officials' Retirement Systems	
10/24/2022	0	Baltimore City Council	Assigned	
10/24/2022	0	Baltimore City Council	Introduced	
10/24/2022	0	Education Workforce and Youth	Scheduled for a Public Hearing	
10/21/2022	0	Baltimore City Council	Refer to Dept. of Human Resources	

**Explanation:** Capitals indicate matter added to existing law.  
[Brackets] indicate matter deleted from existing law.

\* **Warning:** This is an unofficial, introductory copy of the bill.  
The official copy considered by the City Council is the first reader copy.

**Introductory\***  
**City of Baltimore**  
**Council Bill**

Introduced by: President Mosby

A Bill Entitled

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.*

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

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

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

(B) at least 16 years of service.

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

An elected official who first became a member on or after December 6, 2016, or, is a member as of December 1, 2022, is entitled to receive, commencing on the 1<sup>st</sup> day of the month following his or her retirement, a service retirement benefit, calculated as provided in paragraph (3)(i) of this subsection, if the member has at least [12] 8 years of service and attained age 55.

...

(d) *Deferred vested retirement benefit.*

(1) *Eligibility.*

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

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

- (A) at least 12 years of service but less than 16 years of service;
- (B) left office before attaining age 50; and
- (C) after leaving office, elected not to withdraw his or her accumulated contributions with this System.

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

An elected official who first became a member on or after December 6, 2016, or, is a member as of December 1, 2022, is entitled to receive, commencing on the 1<sup>st</sup> day of the month immediately following his or her 55<sup>th</sup> birthday, a deferred vested retirement benefit, if the member has:

- (A) at least [12] 8 years of service;
- (B) left office before attaining age 55; and
- (C) after leaving office, elected not to withdraw his or her accumulated contributions with this System.

**Section 2. And be it further ordained,** That Section 1 of this Ordinance shall take effect contingent on the ratification by the voters of the City at the 2022 general election of an amendment to the City Charter that establishes a 2-term limit for Baltimore City elected officials, including the Mayor, Comptroller, City Council President, and City Council members, wherein none of the above-listed elected officials shall hold office for more than 8 years during any 12-year period.

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