

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2018, Legislative Day No. 16

Bill No. 77-18

Mr. Julian E. Jones, Jr., Chairman
By Request of County Executive

By the County Council, October 1, 2018

A BILL
ENTITLED

AN ACT concerning

Administrative Procedure – Retirement Matters - Beneficiaries

FOR the purpose of clarifying that a beneficiary of the Employees' Retirement System may appeal a decision of the Board of Trustees to the Office of Administrative Hearings; providing for retroactive application of this Act; and generally relating to appeals of decisions of the Board of Trustees to the Office of Administrative Hearings.

By repealing and reenacting, without amendments
Sections 5-1-202(g) and 5-1-220.2(b)(1)
Article 5. Pensions and Retirement
Baltimore County Code, 2015

By repealing and reenacting, with amendments
Section 5-1-220.2(a)(1)
Article 5. Pensions and Retirement
Baltimore County Code, 2015

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
 [Brackets] indicate matter stricken from existing law.
 ~~Strike out~~ indicates matter stricken from bill.
 Underlining indicates amendments to bill.

1 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE
2 COUNTY, MARYLAND that the Laws of Baltimore County shall read as follows:

3

4 Article 5. Pensions and Retirement.

5

6 § 5-1-202

7 (g) "Beneficiary" means any person in receipt of a pension, an annuity, a retirement
8 allowance, or other benefit as provided by this subtitle.

9

10 § 5-1-220.2.

11 (a)(1) A member OR A BENEFICIARY may appeal a decision of the Board of Trustees
12 under this title to the County Office of Administrative Hearings, in writing, within 30 days after
13 the final action appealed.

14 (b)(1) If the Board of Trustees, a member, or a beneficiary is aggrieved by a decision of
15 the Office of Administrative Hearings, the Board of Trustees, member or beneficiary may appeal
16 the decision to the Board of Appeals.

17

18 SECTION 2. AND BE IT FURTHER ENACTED, that this Act, having passed by the
19 affirmative vote of five members of the County Council, shall take effect on enactment
20 retroactive to March 4, 2013.