

**COUNTY COUNCIL OF CECIL COUNTY, MARYLAND
LEGISLATIVE SESSION DAY 2017-08**

BILL NO. 2017-10

Title of Bill: Public Safety Pension Plan - Purchase of Prior Service

Synopsis: A Bill to approve an amendment to the Cecil County Pension Plan for Public Service Employees to comply with the Internal Revenue Code of 1986, as amended, and to provide procedures for the purchase of prior service at retirement.

Introduced by: Council President on behalf of the County Executive

Introduced, read first time and ordered posted on: April 18, 2017

Public hearing scheduled for: May 16, 2017 **at:** 7:00 p.m.

Consideration scheduled on: June 6, 2017

By: _____
Council Manager

Public Hearing

Notice of time and place of public hearing and title of Bill have been posted by ___ at the County Administration Building, 200 Chesapeake Blvd., Elkton and having been published according to the Charter on ____, a public hearing was held on ____, and concluded on ____.

By: _____
Council Manager

Explanation: CAPITAL LETTERS INDICATE LANGUAGE ADDED TO EXISTING DOCUMENT
~~Strike through~~ indicates language deleted from existing document
Underlining indicates language added to document by amendment.
~~Double Strike through~~ indicates language stricken from document by amendment.

Public Safety Pension Plan - Purchase of Prior Service

1 **WHEREAS**, the County has established a defined benefit pension plan for its full-time public safety
2 employees who are paid in accordance with the County's Public Safety Pay Plan known as "The Cecil County
3 Pension Plan for Public Safety Employees" (the "Plan") effective July 1, 2002, as amended; and

4 **WHEREAS**, the County recently received a favorable determination letter with respect to the Plan
5 from the Internal Revenue Service, which favorable determination was made on the condition that the
6 County adopt an amendment to Section 6.5(b)(iii) of the Plan; and

7 **WHEREAS**, the County also wishes to amend Section 3.1(h) of the Plan to provide for certain
8 procedures to be followed in connection with the purchase of service by Plan participants at retirement;
9 and

10 **WHEREAS**, Section 11.1(a) of the Plan provides that the County may, at any time, by legislation
11 enacted in accordance with the Charter, modify or amend the Plan in whole or in part; and

12 **WHEREAS**, in accordance with Section 11.1(a) of the Plan, the County wishes to approve such
13 amendments to the Plan, as more particularly described herein.

14 **NOW THEREFORE, BE IT HEREBY ENACTED BY THE COUNTY COUNCIL OF CECIL COUNTY,**
15 **MARYLAND**, as follows:

16 Section 1. The Seventh Amendment to the Plan attached to this Act as Exhibit A is hereby approved.

17 Section 2. The provisions of this Act are severable, and if any provision, sentence, clause, section or
18 part hereof is held to be illegal, invalid or unconstitutional or inapplicable to any person or circumstances,
19 such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the
20 remaining provisions, sentences, clauses, sections, or parts of this Act or their application to other persons
21 or circumstances. It is hereby declared to be the legislative intent that this Act would have been passed if
22 such illegal, invalid or unconstitutional provision, sentence, clause, section or part had not been included
23 herein, and if the person or circumstances to which this Act or any part hereof are inapplicable had been
24 specifically exempted therefrom.

25 **AND BE IT FURTHER ENACTED** that this Bill shall take effect 60 calendar days from the date that it
26 becomes law.

27 **CERTIFICATION**

I, HEREBY CERTIFY that the above Bill was posted for the public on the public bulletin board with the date, time and location of the public hearing meeting, copies were made available for the public, a copy was distributed to the press, and copy was made available on the Cecil County website.

BY: Council Manager