

**PRINCE GEORGE'S COUNTY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 4/29/97

Reference No.: CB-41-1997

Proposer: County Executive

Draft No.: 1

Sponsors: Esteppe, Wilson, Bailey

Item Title: An Act concerning Correctional Officers'
Pension Plan

Drafter: Joseph Adler,
Personnel & Labor Relations

Resource Personnel: Joseph Adler,
Personnel & Labor Relations

LEGISLATIVE HISTORY:

Date Presented: 4/1/97

Executive Action: 6/18/97 S

Committee Referral:(1) 4/1/97 PSFM

Effective Date: 8/4/97

Committee Action:(1) 4/16/97 FAV

Date Introduced: 4/29/97

Pub. Hearing Date: (1) 6/3/97 1:30 P.M.

Council Action: (1) 6/3/97 ENACTED

Council Votes: DB:A, SD:A, JE:A, IG:-, AMc:A, WM:A, RVR:A, AS:A, MW:A

Pass/Fail: P

Remarks: _____

PUBLIC SAFETY AND FISCAL MANAGEMENT COMMITTEE REPORT Date: 4/16/97

Committee Vote: Favorable, 5-0, (In favor: Council Members Wilson, Esteppe, Gourdine, Maloney and Scott).

This bill will amend the County Code to provide that service-connected disability retirement benefits paid to participants of the Correctional Officers' Pension Plan in the nature of workers' compensation benefits is similar to the service connected disability benefits paid to police, fire and deputy sheriff participants. Also, the amended provision will provide the basic for excluding these benefits from income for federal tax purposes pursuant to Section 104 of the Internal Revenue Code.

This amendment will ensure that correctional officers receiving service-connected disability benefits can enjoy the same favorable tax treatment as police, fire and sheriff personnel.

The Office of Personnel and Labor Relations supports this legislation. The Director stated that this amendment is to comply with Federal and State laws governing payment of line of duty disability benefits.

There should not be any negative fiscal impact on the County as a result of enacting CB-41-1997.

BACKGROUND INFORMATION/FISCAL IMPACT

(Includes reason for proposal, as well as any unique statutory requirements)

This legislation will provide that disability benefit payments made to certain employees of the Prince George's County Department of Corrections pursuant to the Pension Plan for employees represented by the Prince George's Correctional Officers' Association, Inc., shall be considered in the nature of workers' compensation payments made pursuant to the Annotated Code of Maryland.

CODE INDEX TOPICS: