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**HOUSE BILL 2078**

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**State of Washington****52nd Legislature****1991 Regular Session**

**By** Representatives Jones, Heavey, Mielke, Cole, Wood, Vance, Phillips, R. Johnson, Edmondson, Orr, Jacobsen, Bray, Nelson, Rayburn, R. Meyers, Holland, Grant, Sheldon, Ludwig, Brumsickle, Winsley, Bowman, Morton, Wynne, Moyer, Mitchell and Anderson.

Read first time February 21, 1991. Referred to Committee on Appropriations.

1       AN ACT Relating to military service credit; amending RCW 41.40.710;  
2 and reenacting and amending RCW 41.40.005.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4       **Sec. 1.** RCW 41.40.005 and 1989 c 273 s 20 and 1989 c 272 s 2 are  
5 each reenacted and amended to read as follows:

6           (1) "Public employees' retirement system plan I" or "plan I" means  
7 the benefits and funding provisions covering persons who first became  
8 members of the public employees' retirement system prior to October 1,  
9 1977. The provisions of the following sections of this chapter shall  
10 apply only to members of plan I: RCW 41.40.150, 41.40.160,  
11 ((41.40.170,)) 41.40.180, 41.40.185, 41.40.190, 41.40.193, 41.40.195,  
12 41.40.200, 41.40.210, 41.40.220, 41.40.230, 41.40.235, 41.40.250,  
13 41.40.260, 41.40.270, 41.40.280, 41.40.300, 41.40.310, 41.40.320,  
14 41.40.325, and 41.40.330.

1       (2) "Public employees' retirement system plan II" or "plan II"  
2 means the benefits and funding provisions covering persons who first  
3 became members of the public employees' retirement system on or after  
4 October 1, 1977. The provisions of RCW 41.40.600 through 41.40.740  
5 apply only to members of plan II.

6       **Sec. 2.** RCW 41.40.710 and 1977 ex.s. c 295 s 12 are each amended  
7 to read as follows:

8       A member who is on a paid leave of absence authorized by a member's  
9 employer shall continue to receive service credit as provided for under  
10 the provisions of RCW 41.40.610 through 41.40.740.

11       A member shall be eligible to receive a maximum of two years  
12 service credit during a member's entire working career for those  
13 periods when a member is on an unpaid leave of absence authorized by an  
14 employer. Such credit may be obtained only if the member makes both  
15 the employer and member contributions plus interest as determined by  
16 the department for the period of the authorized leave of absence within  
17 five years of resumption of service or prior to retirement whichever  
18 comes sooner: PROVIDED, That for the purpose of this ((subsection  
19 {section})) section the contribution shall not include the contribution  
20 for the unfunded supplemental present value as required by RCW  
21 41.40.650. The contributions required shall be based on the average of  
22 the member's compensation earnable at both the time the authorized  
23 leave of absence was granted and the time the member resumed  
24 employment.

25       ((A member who is inducted into the armed forces of the United  
26 States shall be deemed to be on an unpaid, authorized leave of  
27 absence.))