CERTIFICATION OF ENROLLMENT

ENGROSSED SUBSTITUTE HOUSE BILL 2985

Chapter 157, Laws of 1992

52nd Legislature
1992 Regular Session

LAW ENFORCEMENT OFFICERS’ AND FIRE FIGHTERS’ RETIREMENT SYSTEM—SERVICE
CREDIT FOR SERVICE UNDER PRIOR RETIREMENT SYSTEM

EFFECTIVE DATE: 6/11/92 - Except Sections 3 & 4 which take effect on 4/1/92.

Passed by the House March 9, 1992
Yeas 92  Nays 0

JOE KING  Speaker of the House of Representatives

Passed by the Senate March 6, 1992
Yeas 47  Nays 1

JOEL PRITCHARD  President of the Senate

I, Alan Thompson, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is ENGROSSED SUBSTITUTE HOUSE BILL 2985 as passed by the House of Representatives and the Senate on the dates hereon set forth.

ALAN THOMPSON  Chief Clerk

Approved April 1, 1992

FILED
April 1, 1992 - 10:37 a.m.

BOOTH GARDNER  Governor of the State of Washington

Secretary of State
State of Washington
AN ACT Relating to establishing pension credit for law enforcement officers and fire fighters who qualified under a prior pension system; adding new sections to chapter 41.26 RCW; adding new sections to chapter 41.40 RCW; and declaring an emergency.

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

NEW SECTION. Sec. 1. A new section is added to chapter 41.26 RCW under the subchapter heading "PLAN I" to read as follows:

If a member of plan I served as a law enforcement officer or fire fighter under a prior pension system and that service is not creditable to plan I because the member withdrew his or her contributions plus accrued interest from the prior pension system, the member’s prior service as a law enforcement officer shall be credited to plan I if the member pays to the retirement system by June 30, 1993, an amount equal
to that which the member withdrew from the prior pension system
together with interest as determined by the director.

NEW SECTION. Sec. 2. A new section is added to chapter 41.26 RCW
under the subchapter heading "PLAN I" to read as follows:
If a plan I member’s prior service as a law enforcement officer or
fire fighter under a prior pension system is not creditable because,
although employed in a position covered by a prior pension act, the
member had not yet become a member of the pension system governed by
the act, the member’s prior service as a law enforcement officer or
fire fighter shall be creditable under plan I, if the member pays to
the plan, on or before June 30, 1993, an amount equal to the employee’s
and the employer’s contributions that would have been required under
the prior act when the member’s service was rendered if the member had
been a member of the prior pension system during that period, together
with interest as determined by the director.

NEW SECTION. Sec. 3. A new section is added to chapter 41.40 RCW
to read as follows:
Any active member of this retirement system who has previously
established ten or more years’ service credit in the city of Seattle’s
police relief and pension fund system, who withdrew his or her
contributions from Seattle’s police relief and pension fund system
prior to July 1, 1961, and who has never been a member of the law
enforcement officers’ and fire fighters’ pension system created in
chapter 41.26 RCW, may receive credit in this retirement system for
such service, subject to the terms and conditions specified in section
4 of this act.
NEW SECTION. Sec. 4. A new section is added to chapter 41.40 RCW to read as follows:

(1) A member who fulfills the requirements of section 3 of this act may file a written declaration no later than September 30, 1992, with the department and the Seattle police relief and pension fund system indicating the member’s desire to make an irrevocable transfer of credit from the Seattle system to this retirement system. The member shall restore his or her contributions, with interest since the date of withdrawal as determined by the director, no later than December 31, 1992.

(2) Upon receipt of the written declaration, the Seattle police relief and pension fund system shall send the department a report of the member’s service credit. It shall also transfer to the department the portion of such member’s contributions that was retained in the Seattle police relief and pension fund pursuant to RCW 41.20.150, plus a sum equal to such member’s total contributions to the Seattle police relief and pension fund, which shall be treated as matching contributions by the employer, plus the compound interest that would have been generated by such sums, as determined by the Seattle city treasurer. The Seattle police relief and pension fund system shall send the service credit report and transfer the funds within ninety days of receiving the member’s written declaration.

NEW SECTION. Sec. 5. Sections 3 and 4 of this act are necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House March 9, 1992.
Passed the Senate March 6, 1992.
Approved by the Governor April 1, 1992.
Filed in Office of Secretary of State April 1, 1992.