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HOUSE BILL 2989

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State of Washington

56th Legislature

2000 Regular Session

By Representatives Conway, Delvin, Lovick, O'Brien, Hurst, McDonald and Stensen

Read first time 01/25/2000. Referred to Committee on Appropriations.

1 AN ACT Relating to establishing a contribution rate and a  
2 postretirement cost-of-living allowance for Washington state patrol  
3 retirement system members; and amending RCW 43.43.260 and 43.43.300.

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

5 **Sec. 1.** RCW 43.43.260 and 1994 c 197 s 34 are each amended to read  
6 as follows:

7 Upon retirement from service as provided in RCW 43.43.250, a member  
8 shall be granted a retirement allowance which shall consist of:

9 (1) A prior service allowance which shall be equal to two percent  
10 of the member's average final salary multiplied by the number of years  
11 of prior service rendered by the member.

12 (2) A current service allowance which shall be equal to two percent  
13 of the member's average final salary multiplied by the number of years  
14 of service rendered while a member of the retirement system.

15 (3) Any member with twenty-five years service in the Washington  
16 state patrol may have the member's service in the armed forces credited  
17 as a member whether or not the individual left the employ of the  
18 Washington state patrol to enter such armed forces: PROVIDED, That in  
19 no instance shall military service in excess of five years be credited:

1 AND PROVIDED FURTHER, That in each instance, a member must restore all  
2 withdrawn accumulated contributions, which restoration must be  
3 completed on the date of the member's retirement, or as provided under  
4 RCW 43.43.130, whichever occurs first: AND PROVIDED FURTHER, That this  
5 section shall not apply to any individual, not a veteran within the  
6 meaning of RCW 41.06.150, as now or hereafter amended: AND PROVIDED  
7 FURTHER, That in no instance shall military service be credited to any  
8 member who is receiving full military retirement benefits pursuant to  
9 Title 10 United States Code, as now or hereafter amended.

10 (4) In no event shall the total retirement benefits from  
11 subsections (1), (2), and (3) of this section, of any member exceed  
12 seventy-five percent of the member's average final salary.

13 (5) A yearly increase in retirement allowance (~~((which shall amount~~  
14 ~~to two percent of the retirement allowance computed at the time of~~  
15 ~~retirement. This yearly increase))~~) shall be added to the retirement  
16 allowance on July 1st of each calendar year. Beginning July 1, 2000,  
17 and every year thereafter, the department shall determine the following  
18 information for each retired member or beneficiary whose retirement  
19 allowance has been in effect for at least one year:

20 (a)(i) The original dollar amount of the retirement allowance; or

21 (ii) For a retired member or beneficiary whose retirement allowance  
22 is in effect on the effective date of this act, the dollar amount on  
23 July 1, 2000;

24 (b) The index for the calendar year prior to the effective date of  
25 the retirement allowance, to be known as "index A";

26 (c) The index for the calendar year prior to the date of  
27 determination, to be known as "index B"; and

28 (d) The ratio obtained when index B is divided by index A.

29 The value of the ratio obtained shall be the annual adjustment to  
30 the original retirement allowance and shall be applied beginning with  
31 the July payment. In no event, however, shall the annual adjustment:

32 (i) Produce a retirement allowance which is lower than the original  
33 retirement allowance;

34 (ii) Exceed three percent in the initial annual adjustment; or

35 (iii) Differ from the previous year's annual adjustment by more  
36 than three percent.

37 For the purposes of this section, "index" means, for any calendar  
38 year, that year's average consumer price index--Seattle, Washington

1 area for urban wage earners and clerical workers, all items, compiled  
2 by the bureau of labor statistics, United States department of labor.

3 The provisions of this section shall apply to all members presently  
4 retired and to all members who shall retire in the future.

5 **Sec. 2.** RCW 43.43.300 and 1965 c 8 s 43.43.300 are each amended to  
6 read as follows:

7 Beginning on (~~July 1, 1963~~) the effective date of this act, every  
8 Washington state patrol employee who is a member of the retirement fund  
9 shall contribute (~~seven percent~~) a percentage of his or her monthly  
10 salary that is the same percentage contributed by the employer as  
11 determined under chapter 41.45 RCW, with a maximum of seven percent,  
12 which shall be deducted from the compensation of each member on each  
13 and every payroll.

14 In event a member severs his or her connection with the Washington  
15 state patrol or is dismissed, the amount paid by the state of  
16 Washington shall remain in the retirement fund.

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