

CERTIFICATION OF ENROLLMENT

SENATE BILL 5522

59th Legislature
2005 Regular Session

Passed by the Senate April 19, 2005
YEAS 46 NAYS 0

President of the Senate

Passed by the House April 5, 2005
YEAS 94 NAYS 0

Speaker of the House of Representatives

Approved

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5522** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SENATE BILL 5522

AS AMENDED BY THE HOUSE

Passed Legislature - 2005 Regular Session

State of Washington 59th Legislature 2005 Regular Session

By Senators Franklin, Weinstein, Keiser, Kastama, Zarelli,
Rasmussen, Hewitt, Kline, Schmidt and Rockefeller

Read first time 01/26/2005. Referred to Committee on Ways & Means.

1 AN ACT Relating to purchasing service credit lost due to injury;
2 and amending RCW 41.40.038.

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

4 **Sec. 1.** RCW 41.40.038 and 1987 c 118 s 1 are each amended to read
5 as follows:

6 Those members subject to this chapter who became disabled in the
7 line of duty on or after March 27, 1984, and who received or are
8 receiving benefits under Title 51 RCW or a similar federal workers'
9 compensation program shall receive or continue to receive service
10 credit subject to the following:

11 (1) No member may receive more than one month's service credit in
12 a calendar month.

13 (2) No service credit under this section may be allowed after a
14 member separates or is separated without leave of absence.

15 (3) Employer contributions shall be paid by the employer at the
16 rate in effect for the period of the service credited.

17 (4) Employee contributions shall be collected by the employer and
18 paid to the department at the rate in effect for the period of service
19 credited.

1 (5) Contributions shall be based on the regular compensation which
2 the member would have received had the disability not occurred. If
3 contribution payments are made retroactively, interest shall be charged
4 at the rate set by the director on both employee and employer
5 contributions. No service credit shall be granted until the employee
6 contribution has been paid.

7 (6) The service and compensation credit shall not be granted for a
8 period to exceed (~~twelve~~) twenty-four consecutive months.

9 (7) Nothing in this section shall abridge service credit rights
10 granted in RCW 41.40.220(2) and 41.40.320.

11 (8) Should the legislature revoke the service credit authorized
12 under this section or repeal this section, no affected employee is
13 entitled to receive the credit as a matter of contractual right.

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