

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 2028**

Chapter 506, Laws of 1993

(partial veto)

53rd Legislature  
1993 Regular Session

ELECTED OFFICIALS--RESTORATION OF WITHDRAWN  
RETIREMENT CONTRIBUTIONS

EFFECTIVE DATE: 7/25/93

Passed by the House April 24, 1993  
Yeas 94 Nays 0

BRIAN EBERSOLE  
**Speaker of the  
House of Representatives**

Passed by the Senate April 24, 1993  
Yeas 45 Nays 0

JOEL PRITCHARD  
**President of the Senate**

Approved May 18, 1993, with the  
exception of section 1, which is  
vetoed.

MIKE LOWRY  
**Governor of the State of Washington**

CERTIFICATE

I, Alan Thompson, Chief Clerk of the  
House of Representatives of the State  
of Washington, do hereby certify that  
the attached is **HOUSE BILL 2028** as  
passed by the House of Representatives  
and the Senate on the dates hereon set  
forth.

ALAN THOMPSON  
**Chief Clerk**

FILED

May 18, 1993 - 2:37 p.m.

**Secretary of State  
State of Washington**

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HOUSE BILL 2028

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AS AMENDED BY THE SENATE

Passed Legislature - 1993 Regular Session

State of Washington                      53rd Legislature                      1993 Regular Session

By Representatives Orr and Wolfe

Read first time 02/22/93. Referred to Committee on Appropriations.

1            AN ACT Relating to notification to employees of ability to restore  
2 withdrawn retirement system contributions; adding a new section to  
3 chapter 41.50 RCW; adding a new section to chapter 41.40 RCW; and  
4 creating a new section.

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

6            **\*NEW SECTION.** *Sec. 1. A new section is added to chapter 41.50 RCW*  
7 *to read as follows:*

8            *(1) The director shall notify a member of any of the retirement*  
9 *systems listed in RCW 41.50.030 who is eligible to restore withdrawn*  
10 *contributions of the member's ability to restore the contributions, by*  
11 *sending to the member's employer a statement of the potential service*  
12 *credit to be restored, the amount of funds required for restoration,*  
13 *the date by when the restoration must be accomplished, and the options*  
14 *for repayment. The employer shall provide the statement to the member*  
15 *and place a copy of the statement in the member's personnel file.*

16            *(2) Neither this section nor any other provision in this chapter or*  
17 *chapter 41.26, 41.32, 41.40, 41.54, or 43.43 RCW authorize the*  
18 *extension of statutory restore deadlines for members who do not receive*  
19 *notice of their eligibility to restore withdrawn contributions. This*

1 *subsection applies retroactively to restoration periods which expired*  
2 *prior to the effective date of this act.*

3 \*Sec. 1 was vetoed, see message at end of chapter.

4 NEW SECTION. **Sec. 2.** A new section is added to chapter 41.40 RCW,  
5 under the subchapter heading "plan I," to read as follows:

6 Any active member or separated member who was not eligible to  
7 restore contributions under section 3, chapter 317, Laws of 1986,  
8 solely because he or she was an elected official, other than an elected  
9 official under Articles II or III of the Constitution of the state of  
10 Washington, shall be permitted to restore withdrawn contributions for  
11 periods of nonelected service no later than June 30, 1994, with  
12 interest as determined by the director.

13 NEW SECTION. **Sec. 3.** If specific funding for the purposes of this  
14 act, referencing this act by bill number, is not provided by June 30,  
15 1993, in the biennial appropriations act, this act shall be null and  
16 void.

Passed the House April 24, 1993.

Passed the Senate April 24, 1993.

Approved by the Governor May 18, 1993, with the exception of  
certain items which were vetoed.

Filed in Office of Secretary of State May 18, 1993.

1 Note: Governor's explanation of partial veto is as follows:

2 "I am returning herewith, without my approval as to section 1,  
3 House Bill No. 2028 entitled:

4 "AN ACT Relating to notification to employees of the ability to  
5 restore withdrawn retirement system contributions;"

6 Section 1 gives the Department of Retirement Systems the  
7 responsibility of notifying members of any of the state's retirement  
8 systems of their ability to restore withdrawn contributions. While I  
9 strongly support the intent of the legislation, I must recommend veto  
10 of this section. The additional workload that is placed on the  
11 department would require additional funding in order to administer this  
12 continuing project. The legislature did not provide this funding in  
13 the 1993-95 budget.

14 For this reason, I have vetoed section 1 of House Bill No. 2028.

15 With the exception of section 1, House Bill No. 2028 is approved."