
HOUSE BILL 1499

State of Washington

58th Legislature

2003 Regular Session

By Representatives Romero, Hunt, Haigh, Moeller, Cooper, Kenney, Simpson, Conway, Campbell, McDermott, Voloria, Flannigan, Cody, Dickerson, Cairnes, Armstrong, Schoesler, Cox, Santos and Wood

Read first time 01/28/2003. Referred to Committee on Appropriations.

1 AN ACT Relating to early retirement; adding new sections to chapter
2 41.40 RCW (uncodified); adding a new section to chapter 43.01 RCW
3 (uncodified); adding a new section to chapter 39.29 RCW (uncodified);
4 providing expiration dates; and declaring an emergency.

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

6 NEW SECTION. **Sec. 1.** Subject to this section, in addition to
7 members eligible to retire under RCW 41.40.180, any member of the
8 public employees' retirement system plan 1 who meets the following
9 criteria may retire after providing written notification to the
10 member's employer and submitting the required application to the
11 director on a form provided by the department:

12 (1) The member is employed by an employer on March 1, 2003.

13 (2)(a) A member eligible under subsection (1) of this section must
14 file an application between June 15, 2003, and August 31, 2003, with an
15 effective date of retirement on or before September 30, 2003.

16 (b) In addition to any other years of creditable service, for every
17 five years of actual service the member may be granted credit for one
18 additional year of service. Under no circumstances may more than
19 thirty years of service credit be established.

1 NEW SECTION. **Sec. 2.** Section 1 of this act is added to chapter
2 41.40 RCW, but because of its temporary nature, shall not be codified.

3 NEW SECTION. **Sec. 3.** Subject to this section, in addition to
4 members eligible to retire under RCW 41.40.630, any member of the
5 public employees' retirement system plan 2 who meets the following
6 criteria may retire after providing written notification to the
7 member's employer and submitting the required application to the
8 director on a form provided by the department:

- 9 (1) The member is employed by an employer on March 1, 2003.
- 10 (2)(a) A member eligible under subsection (1) of this section must
11 file an application between June 15, 2003, and August 31, 2003, with an
12 effective date of retirement on or before September 30, 2003.
- 13 (b) In addition to any other years of creditable service, for every
14 five years of actual service the member may be granted credit for one
15 additional year of service. Under no circumstances may more than
16 thirty years of service credit be established.

17 NEW SECTION. **Sec. 4.** Section 3 of this act is added to chapter
18 41.40 RCW, but because of its temporary nature, shall not be codified.

19 NEW SECTION. **Sec. 5.** In order to ensure that the state derives
20 the expected benefits from the early retirement provisions of this act,
21 no state agency may hire persons who retire from service under the
22 provisions of this act as temporary or project employees, as defined by
23 the Washington personnel resources board for employees covered under
24 chapter 41.06 RCW. Exceptions to this section may be granted by
25 written approval from the director of financial management if the
26 director finds that the temporary or project employment of a retiree is
27 necessary to protect the public safety, protect against the loss of
28 federal certification or loss of critical federal funds, or carry out
29 functions so essential to the agency that even temporary suspension or
30 delay of services would have a significant negative impact on the
31 public. This section expires June 30, 2004.

32 NEW SECTION. **Sec. 6.** Section 5 of this act is added to chapter
33 43.01 RCW, but because of its temporary nature, shall not be codified.

1 NEW SECTION. **Sec. 7.** In order to ensure that the state derives
2 the expected benefits from the early retirement provisions of this act,
3 no state agency may engage through personal service contracts persons
4 who retire from service under the provisions of this act. Exceptions
5 to this section may be granted by written approval from the director of
6 the office of financial management if the director finds that the
7 proposed contract is necessary to protect the public safety, protect
8 against the loss of federal certification or loss of critical federal
9 funds, or carry out functions so essential to the agency that even
10 temporary suspension or delay of services would have a significant
11 negative impact on the public. At the end of each three-month period
12 in which exceptions are approved, the director shall forward a copy of
13 any approvals, together with justification for the exceptions, to the
14 fiscal committees of the legislature. Each forwarded approval shall
15 include the name of the proposed contractor, the agency and division or
16 department requesting the contract, duration and cost of the proposed
17 contract, and specific functions and duties to be carried out under the
18 contract. This section expires June 30, 2004.

19 NEW SECTION. **Sec. 8.** Section 7 of this act is added to chapter
20 39.29 RCW, but because of its temporary nature, shall not be codified.

21 NEW SECTION. **Sec. 9.** This act is necessary for the immediate
22 preservation of the public peace, health, or safety, or support of the
23 state government and its existing public institutions, and takes effect
24 immediately.

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