

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 2538

Chapter 85, Laws of 2004

58th Legislature
2004 Regular Session

PERS--TERS--MINIMUM BENEFIT

EFFECTIVE DATE: 6/10/04

Passed by the House February 11, 2004
Yeas 95 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate March 3, 2004
Yeas 45 Nays 0

BRAD OWEN

President of the Senate

Approved March 22, 2004.

GARY F. LOCKE

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 2538** as passed by the House of Representatives and the Senate on the dates hereon set forth.

RICHARD NAFZIGER

Chief Clerk

FILED

March 22, 2004 - 5:31 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 2538

Passed Legislature - 2004 Regular Session

State of Washington

58th Legislature

2004 Regular Session

By House Committee on Appropriations (originally sponsored by Representatives Conway, Fromhold, Alexander, Rockefeller, Upthegrove, Simpson, G., Moeller, Chase, Bush and Armstrong; by request of Select Committee on Pension Policy)

READ FIRST TIME 01/28/04.

1 AN ACT Relating to establishing a one thousand dollar minimum
2 monthly benefit for public employees' retirement system plan 1 members
3 and teachers' retirement system plan 1 members who have at least
4 twenty-five years of service and who have been retired at least twenty
5 years; and amending RCW 41.32.4851 and 41.40.1984.

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

7 **Sec. 1.** RCW 41.32.4851 and 1995 c 345 s 3 are each amended to read
8 as follows:

9 (1) No one who becomes a beneficiary after June 30, 1995, shall
10 receive a monthly retirement allowance of less than twenty-four dollars
11 and twenty-two cents times the number of years of service creditable to
12 the person whose service is the basis of such retirement allowance.

13 (2) If the retirement allowance payable was adjusted at the time
14 benefit payments to the beneficiary commenced, the minimum allowance
15 provided in this section shall be adjusted in a manner consistent with
16 that adjustment.

17 (3) Beginning July 1, 1996, the minimum benefit set forth in
18 subsection (1) of this section shall be adjusted annually by the annual
19 increase.

1 (4) Those receiving a temporary disability benefit under RCW
2 41.32.540 shall not be eligible for the benefit provided by this
3 section.

4 (5) Beginning July 1, 2004, the minimum benefit set forth in
5 subsection (1) of this section, prior to adjustments set forth in
6 subsection (2) of this section, for a beneficiary with at least twenty-
7 five years of service and who has been retired at least twenty years
8 shall be one thousand dollars per month. The minimum benefit in this
9 subsection shall not be adjusted by the annual increase provided in
10 subsection (3) of this section.

11 **Sec. 2.** RCW 41.40.1984 and 1995 c 345 s 7 are each amended to read
12 as follows:

13 (1) Except as provided in subsections (4) and (5) of this section,
14 no one who becomes a beneficiary after June 30, 1995, shall receive a
15 monthly retirement allowance of less than twenty-four dollars and
16 twenty-two cents times the number of years of service creditable to the
17 person whose service is the basis of such retirement allowance.

18 (2) Where the retirement allowance payable was adjusted at the time
19 benefit payments to the beneficiary commenced, the minimum allowance
20 provided in this section shall be adjusted in a manner consistent with
21 that adjustment.

22 (3) Beginning July 1, 1996, the minimum benefit set forth in
23 subsection (1) of this section shall be adjusted annually by the annual
24 increase.

25 (4) Those receiving a benefit under RCW 41.40.220(1) or under RCW
26 41.44.170 (3) and (5) shall not be eligible for the benefit provided by
27 this section.

28 (5) For persons who served as elected officials and whose
29 accumulated employee contributions and credited interest was less than
30 seven hundred fifty dollars at the time of retirement, the minimum
31 benefit under subsection (1) of this section shall be ten dollars per
32 month per each year of creditable service.

33 (6) Beginning July 1, 2004, the minimum benefit set forth in
34 subsection (1) of this section, prior to adjustments set forth in
35 subsection (2) of this section, for a beneficiary with at least twenty-
36 five years of service and who has been retired at least twenty years

1 shall be one thousand dollars per month. The minimum benefit in this
2 subsection shall not be adjusted by the annual increase provided in
3 subsection (3) of this section.

Passed by the House February 11, 2004.

Passed by the Senate March 3, 2004.

Approved by the Governor March 22, 2004.

Filed in Office of Secretary of State March 22, 2004.