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**SUBSTITUTE SENATE BILL 5617**

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**State of Washington**

**59th Legislature**

**2005 Regular Session**

**By** Senate Committee on Ways & Means (originally sponsored by Senators Parlette, Kohl-Welles, Delvin, Doumit, Franklin, Schmidt, McAuliffe and Schoesler; by request of LEOFF Plan 2 Retirement Board)

READ FIRST TIME 03/08/05.

1       AN ACT Relating to postretirement employment for members of the law  
2 enforcement officers' and fire fighters' retirement system plan 2; and  
3 amending RCW 41.04.270.

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

5       **Sec. 1.** RCW 41.04.270 and 2001 c 180 s 4 are each amended to read  
6 as follows:

7       (1) Notwithstanding any provision of chapter 2.10, 2.12, 41.26,  
8 41.28, 41.32, 41.35, 41.40, or 43.43 RCW to the contrary, on and after  
9 March 19, 1976, any member or former member who (a) receives a  
10 retirement allowance earned by said former member as deferred  
11 compensation from any public retirement system authorized by the  
12 general laws of this state, or (b) is eligible to receive a retirement  
13 allowance from any public retirement system listed in RCW 41.50.030,  
14 but chooses not to apply, or (c) is the beneficiary of a disability  
15 allowance from any public retirement system listed in RCW 41.50.030  
16 shall be estopped from becoming a member of or accruing any contractual  
17 rights whatsoever in any other public retirement system listed in RCW  
18 41.50.030: PROVIDED, That (a) and (b) of this subsection shall not

1 apply to persons who have accumulated less than fifteen years service  
2 credit in any such system or to persons receiving a retirement  
3 allowance under RCW 41.26.430.

4 (2) Nothing in this section is intended to apply to any retirement  
5 system except those listed in RCW 41.50.030 and the city employee  
6 retirement systems for Seattle, Tacoma, and Spokane. Subsection (1)(b)  
7 of this section does not apply to a dual member as defined in RCW  
8 41.54.010.

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