
HOUSE BILL 2159

State of Washington 60th Legislature 2007 Regular Session

By Representatives Hunt, Williams, Linville, Moeller and Ormsby

Read first time 02/12/2007. Referred to Committee on Appropriations.

1 AN ACT Relating to permitting members of the public employees'
2 retirement system plan 1 that become employed as educational staff
3 associates to remain in the public employees' retirement system plan 1;
4 and amending RCW 41.32.032.

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

6 **Sec. 1.** RCW 41.32.032 and 1995 c 239 s 103 are each amended to
7 read as follows:

8 (1) Any teacher, as defined under RCW 41.32.010, who is first
9 employed by a public school on or after June 7, 1984, shall become a
10 member of the retirement system if otherwise eligible.

11 (2) Any person who either before June 7, 1984, has established
12 service credit under chapter 41.40 RCW while employed in an educational
13 staff associate position and who is employed in such a position on or
14 after June 7, 1984, or who is at least age fifty-five, has established
15 service credit under the plan 1 provisions of chapter 41.40 RCW, and
16 who is employed in a position as an educational staff associate
17 position after July 1, 2007, has the following options:

18 (a) To remain a member of the public employees' retirement system
19 notwithstanding the provisions of RCW 41.32.240 or 41.32.780; or

1 (b) To irrevocably elect to join the retirement system under this
2 chapter and to receive service credit for previous periods of
3 employment in any position included under RCW 41.32.010. This service
4 credit and corresponding employee contribution shall be computed as
5 though the person had then been a member of the retirement system under
6 this chapter. All employee contributions credited to a member under
7 chapter 41.40 RCW for service now to be credited to the retirement
8 system under this chapter shall be transferred to the system and the
9 member shall not receive any credit nor enjoy any rights under chapter
10 41.40 RCW for those periods of service. The member shall pay any
11 difference between the employee contributions made under chapter 41.40
12 RCW and transferred under this subsection and what would have been
13 required under this chapter, including interest as set by the director.
14 The member shall be given until July 1, 1989, to make the irrevocable
15 election permitted under this section. The election shall be made by
16 submitting written notification as required by the department
17 requesting credit under this section and by remitting any necessary
18 proof of service or payments within the time set by the department.

19 Any person, not employed as an educational staff associate on June
20 7, 1984, may, before June 30 of the fifth school year after that
21 person's return to employment as a teacher, request and establish
22 membership and credit under this subsection.

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