

CERTIFICATION OF ENROLLMENT

SENATE BILL 5950

Chapter 240, Laws of 2012

62nd Legislature
2012 Regular Session

TOWNS--NONSTATE PENSION PLANS

EFFECTIVE DATE: 06/07/12

Passed by the Senate March 8, 2012
YEAS 49 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House March 8, 2012
YEAS 96 NAYS 2

FRANK CHOPP

Speaker of the House of Representatives

Approved March 30, 2012, 1:15 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5950** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

FILED

March 30, 2012

**Secretary of State
State of Washington**

SENATE BILL 5950

AS AMENDED BY THE HOUSE

Passed Legislature - 2012 Regular Session

State of Washington **62nd Legislature** **2012 Regular Session**

By Senators Roach and Conway

Read first time 04/15/11. Referred to Committee on Ways & Means.

1 AN ACT Relating to nonstate pension plans offered by towns; and
2 amending RCW 35.27.130.

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

4 **Sec. 1.** RCW 35.27.130 and 1993 c 47 s 3 are each amended to read
5 as follows:

6 The mayor and members of the town council may be reimbursed for
7 actual expenses incurred in the discharge of their official duties upon
8 presentation of a claim therefor and its allowance and approval by
9 resolution of the town council. The mayor and members of the council
10 may also receive such salary as the council may fix by ordinance.

11 The treasurer and treasurer-clerk shall severally receive at stated
12 times a compensation to be fixed by ordinance.

13 The compensation of all other officers and employees shall be fixed
14 from time to time by the council.

15 Any town that provides a pension for any of its employees under a
16 plan not administered by the state must notify the state auditor of the
17 existence of the plan at the time of an audit of the town by the
18 auditor. No town may establish a pension plan for its employees that

1 is not administered by the state, (~~except that any~~) with the
2 following exceptions:

3 (1) Participation in a defined contribution plan in existence as of
4 January 1, 1990, is deemed to have been authorized. No town that
5 provides a defined contribution plan for its employees as authorized by
6 this section may make any material changes in the terms or conditions
7 of the plan after June 7, 1990.

8 (2) Participation in a defined benefit pension plan that commenced
9 prior to January 1, 1999, is authorized to continue. No town that
10 commenced participation in a defined benefit pension plan that is not
11 administered by the state may make any material changes in the terms or
12 conditions of the plan after June 7, 1999.

Passed by the Senate March 8, 2012.

Passed by the House March 8, 2012.

Approved by the Governor March 30, 2012.

Filed in Office of Secretary of State March 30, 2012.