

2015 -- H 5398

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2015

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A N A C T

RELATING TO PUBLIC OFFICERS AND EMPLOYEES - RETIREMENT SYSTEM -
CONTRIBUTION AND BENEFITS

Introduced By: Representatives O'Brien, Carnevale, Maldonado, McKiernan, and Serpa

Date Introduced: February 11, 2015

Referred To: House Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 36-10-9.2 of the General Laws in Chapter 36-10 entitled
2 "Retirement System-Contributions and Benefits" is hereby amended to read as follows:

3 **36-10-9.2. Retirement on service allowance -- Correctional officers. --** (a) This section
4 shall apply to the retirement of members employed as assistant director (adult services), assistant
5 deputy director, chief of inspection, and associate directors, correctional officer, chief of security,
6 work rehabilitation program supervisor, supervisor of custodial records and reports, ~~and~~
7 classification counselor within the department of corrections, capitol police, and deputy sheriffs
8 within the department of public safety, and DEM police.

9 (b) (i) Any member who has attained the age of fifty (50) years may be retired
10 subsequent to the proper execution and filing of a written application; provided, however, that the
11 member shall have completed twenty (20) years of total service within the department of
12 corrections and who retires before October 1, 2009 or is eligible to retire as of September 30,
13 2009.

14 (ii) For members who become eligible to retire on or after October 1, 2009, benefits are
15 available to members who have attained the age of fifty-five (55) and have completed at least
16 twenty-five (25) years of total contributory service within the department of corrections. For
17 members in service as of October 1, 2009 who were not eligible to retire as of September 30,
18 2009 but who are eligible to retire on or prior to June 30, 2012, the minimum retirement age of

1 fifty-five (55) will be adjusted downward in proportion to the amount of service the member has
2 earned as of September 30, 2009. The proportional formula shall work as follows:

3 (1) The formula shall determine the first age of retirement eligibility under the laws in
4 effect on September 30, 2009 which shall then be subtracted from the minimum retirement age of
5 fifty-five (55).

6 (2) The formula shall then take the member's total service credit as of September 30,
7 2009 as the numerator and the years of service credit determined under (1) as the denominator.

8 (3) The fraction determined in (2) shall then be multiplied by the age difference
9 determined in (1) to apply a reduction in years from age fifty-five (55).

10 (c) Any member with contributory service on or after July 1, 2012, who has completed at
11 least five (5) years of contributory service but who has not completed twenty-five (25) years of
12 contributory service, shall be eligible to retire upon the attainment of the member's Social
13 Security retirement age.

14 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

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- 1 This act would include the deputy sheriffs and capitol police, within the department of
- 2 public safety, and DEM police, in provisions relating to retirement on service allowances.
- 3 This act would take effect upon passage.

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