
HOUSE BILL 2645

State of Washington

52nd Legislature

1992 Regular Session

By Representatives Spanel, H. Sommers, Hine, McLean, Locke, Basich,
Paris and Betrozoff

Read first time 01/22/92. Referred to Committee on Appropriations.

1 AN ACT Relating to waiver of the department of retirement systems'
2 duty to recoup overpayments made due to an administrative error in
3 calculating cost of living adjustments; and amending RCW 41.50.133.

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

5 **Sec. 1.** RCW 41.50.133 and 1987 c 490 s 2 are each amended to read
6 as follows:

7 (1) The director of the department of retirement systems shall not
8 recover from surviving beneficiaries of members who died in service any
9 pension overpayment based on the application of section 2, chapter 96,
10 Laws of 1979 ex. sess., nor shall such benefits be reduced.

11 (2) The director of the department of retirement systems shall not
12 recover from retirees any pension overpayments made between July 1,
13 1990, and February 1, 1992, based upon the application of RCW
14 41.40.198, 41.40.325, 41.32.485, 41.32.487, or 41.32.575 due to the

- 1 incorrect calculation of the "age sixty-five allowance" as this term is
- 2 defined in RCW 41.32.575(1)(a) and 41.40.325(1)(a).