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**SUBSTITUTE HOUSE BILL 2538**

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**State of Washington**

**58th Legislature**

**2004 Regular Session**

**By** House Committee on Appropriations (originally sponsored by Representatives Conway, Fromhold, Alexander, Rockefeller, Upthegrove, Simpson, G., Moeller, Chase, Bush and Armstrong; by request of Select Committee on Pension Policy)

READ FIRST TIME 01/28/04.

1 AN ACT Relating to establishing a one thousand dollar minimum  
2 monthly benefit for public employees' retirement system plan 1 members  
3 and teachers' retirement system plan 1 members who have at least  
4 twenty-five years of service and who have been retired at least twenty  
5 years; and amending RCW 41.32.4851 and 41.40.1984.

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

7 **Sec. 1.** RCW 41.32.4851 and 1995 c 345 s 3 are each amended to read  
8 as follows:

9 (1) No one who becomes a beneficiary after June 30, 1995, shall  
10 receive a monthly retirement allowance of less than twenty-four dollars  
11 and twenty-two cents times the number of years of service creditable to  
12 the person whose service is the basis of such retirement allowance.

13 (2) If the retirement allowance payable was adjusted at the time  
14 benefit payments to the beneficiary commenced, the minimum allowance  
15 provided in this section shall be adjusted in a manner consistent with  
16 that adjustment.

17 (3) Beginning July 1, 1996, the minimum benefit set forth in  
18 subsection (1) of this section shall be adjusted annually by the annual  
19 increase.

1 (4) Those receiving a temporary disability benefit under RCW  
2 41.32.540 shall not be eligible for the benefit provided by this  
3 section.

4 (5) Beginning July 1, 2004, the minimum benefit set forth in  
5 subsection (1) of this section, prior to adjustments set forth in  
6 subsection (2) of this section, for a beneficiary with at least twenty-  
7 five years of service and who has been retired at least twenty years  
8 shall be one thousand dollars per month. The minimum benefit in this  
9 subsection shall not be adjusted by the annual increase provided in  
10 subsection (3) of this section.

11 **Sec. 2.** RCW 41.40.1984 and 1995 c 345 s 7 are each amended to read  
12 as follows:

13 (1) Except as provided in subsections (4) and (5) of this section,  
14 no one who becomes a beneficiary after June 30, 1995, shall receive a  
15 monthly retirement allowance of less than twenty-four dollars and  
16 twenty-two cents times the number of years of service creditable to the  
17 person whose service is the basis of such retirement allowance.

18 (2) Where the retirement allowance payable was adjusted at the time  
19 benefit payments to the beneficiary commenced, the minimum allowance  
20 provided in this section shall be adjusted in a manner consistent with  
21 that adjustment.

22 (3) Beginning July 1, 1996, the minimum benefit set forth in  
23 subsection (1) of this section shall be adjusted annually by the annual  
24 increase.

25 (4) Those receiving a benefit under RCW 41.40.220(1) or under RCW  
26 41.44.170 (3) and (5) shall not be eligible for the benefit provided by  
27 this section.

28 (5) For persons who served as elected officials and whose  
29 accumulated employee contributions and credited interest was less than  
30 seven hundred fifty dollars at the time of retirement, the minimum  
31 benefit under subsection (1) of this section shall be ten dollars per  
32 month per each year of creditable service.

33 (6) Beginning July 1, 2004, the minimum benefit set forth in  
34 subsection (1) of this section, prior to adjustments set forth in  
35 subsection (2) of this section, for a beneficiary with at least twenty-  
36 five years of service and who has been retired at least twenty years

1 shall be one thousand dollars per month. The minimum benefit in this  
2 subsection shall not be adjusted by the annual increase provided in  
3 subsection (3) of this section.

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