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SENATE BILL 5901

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State of Washington

59th Legislature

2005 Regular Session

By Senators Delvin, Roach, Rockefeller, Keiser, Pridemore, McAuliffe, Kohl-Welles, Shin and Rasmussen

Read first time 02/11/2005. Referred to Committee on Ways & Means.

1 AN ACT Relating to removing the cap on retirement benefits of  
2 members of the law enforcement officers' and fire fighters' retirement  
3 system plan 1; and amending RCW 41.26.100.

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

5 **Sec. 1.** RCW 41.26.100 and 1991 c 343 s 16 are each amended to read  
6 as follows:

7 A member upon retirement for service shall receive a monthly  
8 retirement allowance computed according to his or her completed  
9 creditable service credit years of service as follows: Five years but  
10 under ten years, one-twelfth of one percent of his or her final average  
11 salary for each month of service; ten years but under twenty years,  
12 one-twelfth of one and one-half percent of his or her final average  
13 salary for each month of service; and twenty years and over one-twelfth  
14 of two percent of his or her final average salary for each month of  
15 service: PROVIDED, That the recipient of a retirement allowance who  
16 shall return to service as a law enforcement officer or fire fighter  
17 shall be considered to have terminated his or her retirement status and  
18 he or she shall immediately become a member of the retirement system  
19 with the status of membership he or she had as of the date of

1 retirement. Retirement benefits shall be suspended during the period  
2 of his or her return to service and he or she shall make contributions  
3 and receive service credit. Such a member shall have the right to  
4 again retire at any time and his or her retirement allowance shall be  
5 recomputed, and paid, based upon additional service rendered and any  
6 change in final average salary(~~(; PROVIDED FURTHER, That no retirement~~  
7 ~~allowance paid pursuant to this section shall exceed sixty percent of~~  
8 ~~final average salary, except as such allowance may be increased by~~  
9 ~~virtue of RCW 41.26.240, as now or hereafter amended)~~).

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