

CERTIFICATION OF ENROLLMENT

ENGROSSED SENATE BILL 5159

62nd Legislature
2012 Regular Session

Passed by the Senate February 10, 2012
YEAS 47 NAYS 0

President of the Senate

Passed by the House March 2, 2012
YEAS 97 NAYS 0

Speaker of the House of Representatives

Approved

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 **ENGROSSED SENATE BILL 5159** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

ENGROSSED SENATE BILL 5159

Passed Legislature - 2012 Regular Session

State of Washington 62nd Legislature 2012 Regular Session

By Senators Schoesler, Conway, Fain, Holmquist Newbry, Carrell, Murray, Becker, Haugen, Hobbs, Pridemore, Rockefeller, Roach, McAuliffe, and Kilmer; by request of Select Committee on Pension Policy

Read first time 01/17/11. Referred to Committee on Transportation.

1 AN ACT Relating to transferring service credit and contributions
2 into the Washington state patrol retirement system by members who
3 served as commercial vehicle enforcement officers and communications
4 officers and then became commissioned troopers in the Washington state
5 patrol; and adding a new section to chapter 41.40 RCW.

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

7 NEW SECTION. **Sec. 1.** A new section is added to chapter 41.40 RCW
8 under the subchapter heading "plan 2" to read as follows:

9 (1) Active members of the Washington state patrol retirement system
10 who have previously established service credit in the public employees'
11 retirement system plan 2 while employed in the state patrol as either
12 (a) a commercial vehicle enforcement officer who then became a
13 commissioned officer on or before July 16, 2000, or (b) a
14 communications officer who then became a commissioned officer, have the
15 following options:

16 (i) Remain a member of the public employees' retirement system; or
17 (ii) Transfer service credit earned under the retirement system as
18 a communications officer or commercial vehicle enforcement officer to
19 the Washington state patrol retirement system by making an irrevocable

1 choice filed in writing with the department of retirement systems
2 within one year of the department's announcement of the ability to make
3 such a transfer.

4 (2)(a) Any commissioned officer choosing to transfer under this
5 section shall have transferred from the retirement system to the
6 Washington state patrol retirement system:

7 (i) All the employee's applicable accumulated contributions plus
8 interest, and an equal amount of employer contributions attributed to
9 that employee; and

10 (ii) All applicable months of service as a communications officer
11 or commercial vehicle enforcement officer credited to the employee
12 under this chapter as though that service was rendered as a member of
13 the Washington state patrol retirement system.

14 (b) For the applicable period of service, the employee shall pay:

15 (i) The difference between the contributions the employee paid to
16 the retirement system and the contributions that would have been paid
17 by the employee had the employee been a member of the Washington state
18 patrol retirement system, plus interest as determined by the director.
19 This payment shall be made no later than December 31, 2019, or the date
20 of retirement, whichever comes first;

21 (ii) The difference between the employer contributions paid to the
22 public employees' retirement system, and the employer contributions
23 that would have been payable to the Washington state patrol retirement
24 system; and

25 (iii) An amount sufficient to ensure that the funding status of the
26 Washington state patrol retirement system will not change due to this
27 transfer.

28 (c) If the payment required by this subsection is not paid in full
29 by the deadline, the transferred service credit shall not be used to
30 determine eligibility for benefits nor to calculate benefits under the
31 Washington state patrol retirement system. In such a case, the
32 employee's accumulated contributions plus interest transferred under
33 this subsection, and any payments made under this subsection, shall be
34 refunded to the employee. The employer shall be entitled to a credit
35 for the employer contributions transferred under this subsection.

36 (d) An individual who transfers service credit and contributions
37 under this subsection is permanently excluded from the public

1 employees' retirement system for all service as a communications
2 officer or commercial vehicle enforcement officer.

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