

Ordinance No. 110219

AN ORDINANCE relating to the City Employees' Retirement System; amending Seattle Municipal Code Subsections 4.36.190B and 4.36.200C to provide retirement benefits for certain former City employees who left City service for other public employment.

10/15/81 Pass

COMPTROLLER
FILE NUMBER

Council Bill No. 102659

INTRODUCED:	BY:
REFERRED:	TO: FINANCE
REFERRED: 10-12-81	FINANCE
REFERRED:	
REPORTED: OCT 19 1981	SECOND READING: OCT 19 1981
THIRD READING: OCT 19 1981	SIGNED: OCT 19 1981
PRESENTED TO MAYOR: OCT 20 1981	APPROVED: OCT 29 1981
RETD. TO CITY CLERK: OCT 29 1981	PUBLISHED:
VETOED BY MAYOR:	VETO PUBLISHED:
PASSED OVER VETO:	VETO SUSTAINED:

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ORDINANCE 110219

AN ORDINANCE relating to the City Employees' Retirement System; amending Seattle Municipal Code Subsections 4.36.190B and 4.36.200C to provide retirement benefits for certain former City employees who left City service for other public employment.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Subsection 4.36.190B of the Seattle Municipal Code (Section 12, Ordinance 78444, as last amended by Ordinance 106272) is amended as follows:

Subsection 4.36.190B. Subject to rules and regulations established by the Board, any member or former member who re-enters city service may redeposit in the retirement fund an amount equal to that which he previously withdrew therefrom at the last termination of his membership plus compound interest which would have accumulated on the amount, as determined by the Board, between the last termination of his membership and reinstatement in the system, such redeposit to be paid into the retirement fund. If a member upon re-entering the retirement system after a termination of his membership does not make such a redeposit as hereinabove provided, he shall lose credit for prior service and the rate of his contributions for future years shall be at the rate provided for in subsection A of Section 4.36.110. In the event such redeposit is made by a member, his rate of contribution shall be as determined under Section 4.36.110A, and the city shall reinstate the prior service credit for such member.

Any former employee who prior to March 1, 1977, discontinued city service to accept other public employment and who because of such subsequent public employment was permitted to leave his contributions in the retirement fund and retain membership in the retirement system shall be eligible ((after

1 retirement from such subsequent public employment)) to receive
2 a retirement allowance as provided in Section 4.36.200((B)) C.

3 Section 2. Subsection 4.36.200C of the Seattle Municipal
4 Code (Section 13, Ordinance 78444, as last amended by Ordinance
5 107164) is amended as follows:

6 Subsection 4.36.200C. Any former employee who prior to
7 March 1, 1977, discontinued his city service to accept other
8 public employment and who, because of such subsequent public
9 employment, was permitted to leave his contributions in the
10 retirement fund, shall be eligible to receive a retirement
11 allowance upon reaching the age of sixty-five years; provided,
12 that if such former employee completed five years of city
13 service, he shall be eligible to receive a retirement
14 allowance upon reaching the age of sixty-two years, and if
15 such former employee completed ten years of city service, he
16 shall be eligible to receive a retirement allowance upon
17 reaching the age of fifty-seven years; and if such former
18 employee completed twenty years of city service, he shall be
19 eligible to receive a retirement allowance upon reaching the
20 age of fifty-two years (~~(;--but-no-such-former-employee-shall
21 be-entitled-to-receive-retirement-benefits-under-this-subsection
22 until-retiring-from-his-subsequent-public-employment-or
23 employment))~~). Such person shall file with the Board a
24 written application, stating the date when he wishes the
25 payment of his retirement allowance to commence, at least
26 thirty days prior to said date. He shall thereupon be
27 awarded a retirement allowance as provided for members in
28 Section 4.36.210, and shall be eligible to elect in lieu
thereof any of the options provided in Section 4.36.260;
provided, that any former employee to whom this subsection
is applicable shall not be eligible for the alternative

1 services allowance computation provided in subsections D
2 and E of Section 4.36.210, nor shall he be eligible to
3 receive any disability retirement allowance under Sections
4 4.36.230, 4.36.240 and 4.36.250, nor shall his estate or
5 his beneficiaries receive the death benefit provided in
6 Section 4.36.320; provided further, that such former
7 employees shall, if and when eligible to receive a retirement
8 allowance as provided in this subsection, be eligible for
9 the alternative allowance computation provided in
10 subsection F of Section 4.36.210, based on his or her
11 age at the time of commencement of payment of such member's
12 retirement allowance, and, in the event any such person
13 dies before commencement of his retirement allowance
14 pursuant to this subsection, the provisions of Section
15 4.36.270B shall be applicable to such person's spouse,
16 if named as beneficiary, and if there is no surviving
17 spouse, the provisions of Section 4.36.270C shall be
18 applicable to such person's child or children under the
19 age of eighteen years, if named as beneficiary.

20 Section 3. Any action consistent with the authority
21 and prior to the effective date of this ordinance is ratified
22 and confirmed.
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(To be used for all Ordinances except Emergency.)

Section 4. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 19th day of October, 1981, and signed by me in open session in authentication of its passage this 19th day of October, 1981. *[Signature]*
President of the City Council.

Approved by me this 29th day of October, 1981. *[Signature]*
Mayor.

Filed by me this 29th day of October, 1981.

Attest: *[Signature]*
City Comptroller and City Clerk.

(SEAL)

Published

By *[Signature]*
Deputy Clerk.

DRAFT

ORDINANCE

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BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Subsection 4.36.190B of the Seattle Municipal Code (Section 12, Ordinance 78444, as last amended by Ordinance 106272) is amended as follows:

Subsection 4.36.190B. Subject to rules and regulations established by the Board, any member or former member who reenters city service may redeposit in the retirement fund an amount equal to that which he previously withdrew therefrom at the last termination of his membership plus compound interest which would have accumulated on the amount, as determined by the Board, between the last termination of his membership and reinstatement in the system, such redeposit to be paid into the retirement fund. If a member upon reentering the retirement system after a termination of his membership does not make such a redeposit as hereinabove provided, he shall lose credit for prior service and the rate of his contributions for future years shall be at the rate provided for in subsection A of Section 4.36.110. In the event such redeposit is made by a member, his rate of contribution shall be as determined under Section 4.36.110A, and the city shall reinstate the prior service credit for such member.

Any former employee who prior to March 1, 1977, discontinued city service to accept other public employment and who because of such subsequent public employment was permitted to leave his contributions in the retirement fund and retain membership in the retirement system shall be eligible (~~((after retirement from such subsequent public employment))~~) to receive a retirement allowance as provided in Section 4.36.200(~~(D)~~) C.

Section 2. Subsection 4.36.200C of the Seattle Municipal Code (Section 13, Ordinance 78444, as last amended by Ordinance 107164) is amended as follows:

Subsection 4.36.200C. Any former employee who prior to March 1, 1977, discontinued his city service to accept other public employment and who, because of such subsequent public employment, was permitted to leave his contributions in the retirement fund, shall be eligible to receive a retirement allowance upon reaching the age of sixty-five years; provided, that if such former employee completed five years of city service, he shall be eligible to receive a retirement allowance upon reaching the age of sixty-two years, and if such former employee completed ten years of city service, he shall be eligible to receive a retirement allowance upon reaching the age of fifty-seven years; and if such former employee completed twenty years of city service, he shall be eligible to receive a retirement allowance upon reaching the age of fifty-two years (~~((; but no such former employee shall be entitled to receive retirement benefits under this subsection until retiring from his subsequent public employment or employment))~~). Such person shall file with the Board a written application, stating the date when he wishes the payment of his retirement allowance to commence, at least thirty days prior to said date. He shall thereupon be awarded a retirement allowance as provided for members in Section 4.36.210, and shall be eligible to elect in lieu thereof any of the options provided in Section 4.36.260; provided, that any former employee to whom this subsection is applicable shall not be eligible for the alternative services allowance computation provided in subsections D and E of Section 4.36.210, nor shall he be eligible to receive any disability retirement allowance under Sections 4.36.230, 4.36.240 and 4.36.250, nor shall his estate or his beneficiaries receive the death benefit provided in Section 4.36.320; provided further, that such former employees shall, if and when eligible to receive a retirement allowance as provided in this subsection, be eligible for the alternative allowance computation provided in subsection F of Section 4.36.210, based on his or her age at the time of commencement of payment of such member's retirement allowance, and, in the event any such person dies before commencement of his retirement allowance pursuant to this subsection, the provisions of Section 4.36.270B shall be applicable to such person's spouse, if named as beneficiary, and if there is no surviving spouse, the provisions of Section 4.36.270C shall be applicable

to such person's child or children under the age of eighteen years, if named as beneficiary.

Section 3. Any action consistent with the authority and prior to the effective date of this ordinance is ratified and confirmed.

The City of Seattle--Legislative Department

MR. PRESIDENT:

Date Reported
and Adopted

Your Committee on

FINANCE

OCT 26 1981

to which was referred

C.B. 102659

Amending Seattle Municipal Code to provide retirement benefits for certain former City employees who left City service for other public employment

RECOMMENDS THAT SAME DO PASS

Norman B. Rise

Chairman

Chairman

Committee

Committee