

ACT #2018-

355

1 SB215

2 192628-3

3 By Senators Dial, Whatley, McClendon, Allen and Beasley

4 RFD: Finance and Taxation General Fund

5 First Read: 25-JAN-18



1 SB215

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4 ENROLLED, An Act,

5 To provide for a funded one-time lump-sum addition
6 to the retirement benefits of certain retirees of the
7 Employees' Retirement System.

8 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

9 Section 1. (a) There is provided for fiscal year
10 2017-2018 a funded one-time lump-sum payment, hereinafter
11 referred to as lump-sum payment, to each person except those
12 whose employer participated in the Employees' Retirement
13 System pursuant to Sections 36-27-6, 36-27-7, and 36-27-7.1,
14 Code of Alabama 1975, whose effective date of retirement for
15 purposes of receiving benefits from the Employees' Retirement
16 System is prior to May 1, 2018, and who is receiving or is
17 entitled to receive a monthly allowance from the Employees'
18 Retirement System on April 30, 2018.

19 (b) The formula for calculating the lump-sum payment
20 shall be one dollar (\$1) per month for each year of service
21 attained by the retiree.

22 (c) Beneficiaries of deceased members or deceased
23 retirees, except where the deceased member or deceased retiree
24 retired from any employer participating in the Employee's
25 Retirement System pursuant to Sections 32-27-6, 36-27-7, and

1 36-27-7.1, Code of Alabama 1975, if the date of death for the
2 deceased member, or the effective date of retirement for the
3 deceased retiree for purposes of receiving benefits from the
4 Employees' Retirement System prior to May 1, 2018, and if the
5 beneficiary is receiving or is entitled to receive a monthly
6 allowance from the Employees' Retirement System on April 30,
7 2018, shall receive a lump-sum payment.

8 (d) For purposes of this act, service includes the
9 service under Section 36-27-1 and Section 36-27-170 et seq.,
10 Code of Alabama 1975, as well as state police bonus credit or
11 hazardous duty (FLC bonus) credit.

12 Section 2. Any person who received benefits under
13 the Medicaid program and whose eligibility for Medicaid
14 benefits would be impaired by the lump-sum payment provided by
15 this act shall not be entitled to receive the aforementioned
16 increase. Any person who subsequently applies for benefits
17 under the Medicaid program and that person's eligibility to
18 receive benefits is impaired by the lump-sum payment provided
19 by this act shall not be entitled to receive the increase
20 subsequent to the date that the member files application for
21 benefits under the Medicaid program.

22 Section 3. The Board of Control of the Employees'
23 Retirement System shall determine the amount required to pay
24 the cost of the lump-sum payments provided under this act and
25 shall notify the chief fiscal officer of each employer of the

1 increases in the employer rate required to be paid to the
2 system. For the fiscal year beginning October 1, 2019 only,
3 each employer shall pay the increase in the employer rate in
4 the same manner and from the same source of funds as salaries
5 of active members are paid.

6 Section 4. The lump-sum payments provided under this
7 act shall be paid to all eligible recipients by the Employees'
8 Retirement System in June 2018.

9 Section 5. It is the intent of the Legislature that
10 the appropriation in the SB178 for purposes of the bill may be
11 reappropriated for fiscal year 2020.

12 Section 6. This act shall become effective
13 immediately following its passage and approval by the
14 Governor, or its otherwise becoming law.

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Del Murr

President and Presiding Officer of the Senate

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Mac McClatchey

Speaker of the House of Representatives

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SB215

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Senate 27-FEB-18

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I hereby certify that the within Act originated in and passed
the Senate, as amended.

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Patrick Harris,
Secretary.

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House of Representatives
Amended and passed 13-MAR-18

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Senate concurred in House amendment 15-MAR-18

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By: Senator Dial

APPROVED

3-22-2018

24

TIME

1:30 PM

Alabama Secretary Of State

Kay Ivey
GOVERNOR

Act Num....: 2018-355
Bill Num....: S-215

Recv'd 03/22/18 03:16pmSLF

SPONSOR

Dial
SPONSORS

Whitely 19

McClendon 20

Allen 21

Bradley 22

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SENATE ACTION

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill. SB 215

years 27 nays 1 abstain 0

PATRICK HARRIS,
Secretary

I hereby certify that the notice & proof is attached to the Bill. SB _____ as required in the General Acts of Alabama, 1975 Act No. 919.

PATRICK HARRIS,
Secretary

CONFERENCE COMMITTEE

Senate Conferees

HOUSE ACTION

DATE: 5-19-77 2013

RD 1 RFD

W. J. ...

REPORT OF STANDING COMMITTEE

This bill having been referred by the House to its standing committee on AGRICULTURE was acted upon by such committee in session, and returned thereto to the House with the recommendation that it be Passed, w/amend(s) w/sub 1. This 17th day of JULY, 2013.

Steve ... Chairperson

DATE:

2013

RF

RD 2 CAL

DATE:

2013

RE-REFERRED

RE-COMMITTED

Committee

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill. SB 215

YEAS 97 NAYS 1