

WordPerfect Document Compare Summary

Original document: C:\Users\jbrown\OneDrive - ALALeg\Desktop\215415-1.wpd

Revised document: C:\ALIS\output\RTF\215688-1.rtf

Deletions are shown with the following attributes and color:

~~Strikeout~~, **Blue** RGB(0,0,255).

Deleted text is shown as full text.

Insertions are shown with the following attributes and color:

Double Underline, Redline, **Red** RGB(255,0,0).

The document was marked with 39 Deletions, 41 Insertions, 0 Moves.

1 | ~~215415-1~~15688-1 : n : ~~12/30/2021~~11/15/2021 : ~~EBO-DHC~~KMS /
2 | ~~jat~~cmg LSA2021-2373

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9 SYNOPSIS: Under existing law, there is no provision
10 | for retirees and beneficiaries receiving monthly
11 | benefits from the Employees' Retirement System to
12 | receive a funded ~~one-time lump-sum~~longevity bonus
13 | addition to their retirement allowances.

14 This bill would provide ~~such a~~
15 | ~~payment~~longevity bonus to certain retirees and
16 | beneficiaries under the Employees' Retirement
17 | System.

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A BILL
TO BE ENTITLED
AN ACT

23 | ~~Relating to state retirement;~~ to provide for a
24 | funded ~~one-time lump-sum~~longevity bonus addition to the
25 | retirement benefits of certain retirees and beneficiaries of
26 | the Employees' Retirement System.

27 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1 Section 1. (a) There is provided ~~for fiscal year~~
2 ~~2021-2022~~ a funded one-time lump-sum payment, hereinafter
3 referred to as ~~lump-sum payment~~ longevity bonus, to each person |
4 except those whose employer participated in the Employees'
5 Retirement System pursuant to Sections 36-27-6, 36-27-7, and
6 36-27-7.1, Code of Alabama 1975, whose effective date of
7 retirement for purposes of receiving benefits from the
8 Employees' Retirement System is prior to ~~May~~ March 1, 2022, and |
9 who is receiving or is entitled to receive a monthly allowance
10 from the Employees' Retirement System on ~~April~~ March 30, 2022. |

11 (b) The formula for calculating the ~~lump-sum~~
12 ~~payment~~ longevity bonus shall be ~~one dollar and twenty-five~~ |
13 ~~cents~~ two dollars (~~\$1.~~ \$25) per month for each year of service |
14 attained by the retiree or three hundred dollars (\$300), |
15 whichever is greater. |

16 (c) Beneficiaries of deceased members or deceased
17 retirees, except where the deceased member or deceased retiree
18 retired from any employer participating in the
19 ~~Employee's~~ Employees' Retirement System pursuant to Sections |
20 ~~32~~ 6-27-6, 36-27-7, and 36-27-7.1, Code of Alabama 1975, ~~if the~~ |
21 ~~date of death for the deceased member, or the effective date~~
22 ~~of retirement for the deceased retiree for purposes of~~
23 ~~receiving benefits from the Employees' Retirement System prior~~
24 ~~to May 1, 2022, and~~ if the beneficiary is receiving or is
25 entitled to receive a monthly allowance from the Employees'
26 Retirement System on ~~April~~ March 30, 2022, shall receive a |
27 ~~lump-sum~~ bonus payment of three hundred dollars (\$300). |

1 (d) For purposes of this act, service includes the
2 | service under Section 36-27-1 and Article 9, commencing with
3 | Section 36-27-170~~et seq.~~, of Chapter 27, Title 36, Code of
4 | Alabama 1975, as well as state police bonus credit or
5 | hazardous duty (FLC bonus) credit.-

6 | ~~Section 2~~

7 | Section 2. (a) Each person whose employer
8 | participated in the Employees' Retirement System pursuant to
9 | Sections 36-27-6, 36-27-7, and 36-27-7.1, Code of Alabama
10 | 1975, whose effective date of retirement for purposes of
11 | receiving benefits from the Employees' Retirement System is
12 | prior to March 1, 2022, and who is receiving or is entitled to
13 | receive a monthly allowance from the Employees' Retirement
14 | System on September 30, 2022, shall receive the longevity
15 | bonus specified in subsections (a) and (b) of Section 1, if
16 | the employer elects to come under this act by official
17 | resolution on or before August 31, 2022. Any employer making
18 | the election to come under this act shall bear the cost of the
19 | longevity bonus paid to its retirees pursuant to this section.

20 | (b) If the employer elects to come under this act,
21 | beneficiaries of deceased members or deceased retirees retired
22 | from an employer participating in the Employees' Retirement
23 | System pursuant to Sections 36-27-6, 36-27-7, and 36-27-7.1,
24 | Code of Alabama 1975, if the beneficiary is receiving or is
25 | eligible to receive a monthly allowance from the Employees'
26 | Retirement System on September 30, 2022, shall receive a bonus
27 | payment of three hundred dollars (\$300).

1 Section 3. (a) Any retired pensioner or annuitant
2 who retired from a city, town, county, or public or
3 quasi-public organization of the state before the city, town,
4 county, or public or quasi-public organization of the state
5 became a member of the Employees' Retirement System, and who
6 is receiving or is entitled to receive a monthly allowance
7 from the Employees' Retirement System on September 30, 2022,
8 shall receive the longevity bonus stipulated in subsections
9 (a) and (b) of Section 1, provided the employer elects to come
10 under this act. Any employer making the election to come under
11 this act shall bear the cost of the longevity bonus paid to
12 its retirees pursuant to this section and provide the
13 Employees' Retirement System with the number of years of
14 creditable service earned by each of its eligible annuitants
15 and pensioners.

16 (b) Beneficiaries of Employees' Retirement System
17 pensioners or annuitants described in subsection (a) shall
18 receive a longevity bonus of three hundred dollars (\$300),
19 provided the date of death for the deceased pensioner or
20 annuitant, or the effective date of retirement for the
21 deceased pensioner or annuitant, was prior to March 1, 2022,
22 and the beneficiary is receiving or is entitled to receive a
23 monthly allowance from the Employees' Retirement System on
24 September 30, 2022, and the local unit elects to fund the
25 longevity bonus of three hundred dollars (\$300) and provides
26 the Employees' Retirement System with the number of years of

1 | creditable service earned by each of its eligible annuitants
2 | and pensioners.

3 | Section 4. Any person who received benefits under
4 | the Medicaid program and whose eligibility for Medicaid
5 | benefits would be impaired by the ~~lump-sum payment~~longevity
6 | bonus provided by this act shall not be entitled to receive
7 | the aforementioned increase. Any person who subsequently
8 | applies for benefits under the Medicaid program, and that
9 | person's eligibility to receive benefits is impaired by the
10 | ~~lump-sum payment~~longevity bonus provided by this act, shall
11 | not be entitled to receive the increase subsequent to the date
12 | that the member files application for benefits under the
13 | Medicaid program.

14 | Section 35. The Board of Control of the Employees'
15 | Retirement System shall determine the amount required to pay
16 | the cost of the ~~lump-sum payments~~longevity bonus provided
17 | under this act and shall notify the chief fiscal officer of
18 | each employer of the ~~increases in tat cost.~~ The employer rate
19 | ~~required to be paid to~~shall either pay the ~~system.~~ full cost
20 | in a lump sum or, for the fiscal year beginning October 1,
21 | 2023, only, ~~each employer shall~~ pay the increase in the
22 | employer rate in the same manner and from the same source of
23 | funds as salaries of active members are paid.

24 | Section 46. (a) Unless otherwise provided in
25 | subsection (b), the ~~lump-sum payments~~longevity bonuses
26 | provided under this act shall be paid to all eligible
27 | recipients by the Employees' Retirement System in ~~June 2022.~~

1 ~~Section 5. It is not the intent of this act to make~~
2 ~~appropriations, but the amount required to pay the cost of the~~
3 ~~lump-sum payments~~April 2022. |

4 (b) For all eligible recipients whose employer |
5 participated in the Employees' Retirement System pursuant to |
6 Sections 36-27-6, 36-27-7, and 36-27-7.1, Code of Alabama |
7 1975, the longevity bonuses provided under this act shall be |
8 ~~made in the annual State General Fund budget act for the 2023~~
9 ~~fiscal year.~~

10 ~~Section 6~~paid by the Employees' Retirement System in |
11 October 2022. |

12 Section 7. This act shall become effective |
13 immediately following its passage and approval by the
14 Governor, or its otherwise becoming law.