

SENATE BILL No. 202

February 24, 2011, Introduced by Senators BIEDA, WHITMER, CASPERSON, JANSEN and SCHUITMAKER and referred to the Committee on Reforms, Restructuring and Reinventing.

A bill to amend 1957 PA 261, entitled "Michigan legislative retirement system act," by amending sections 6 and 17a (MCL 38.1006 and 38.1017a), section 6 as amended by 1996 PA 486 and section 17a as amended by 1981 PA 185, and by adding section 17e.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 6. (1) Except as otherwise provided in subsection (2),
2 "member" means any of the following:

3 (a) A legislator of this state.

4 (b) The secretary of the senate who served not less than 6
5 months before January 1, 1979, and for not less than 3 months after
6 January 1, 1979.

7 (c) The clerk of the house who served not less than 6 months
8 before January 1, 1979, and for not less than 3 months after

1 January 1, 1979.

2 (d) The lieutenant governor.

3 (2) Member does not include any of the following:

4 (a) An individual who elects not to participate in the
5 retirement system under section 18.

6 (b) An individual who first becomes a legislator or lieutenant
7 governor on or after March 31, 1997.

8 (c) An individual who elects to terminate membership under
9 section 61 and who, but for that election, would otherwise be
10 eligible for membership in Tier 1 under section 18.

11 **(D) AN INDIVIDUAL WHO WAS ELECTED TO THE LEGISLATURE ON OR**
12 **BEFORE MARCH 31, 1997 AND IS REELECTED TO THE LEGISLATURE ON OR**
13 **AFTER JANUARY 1, 2011.**

14 Sec. 17a. (1) "Deferred vested member" means a member who left
15 the legislature having satisfied the requirements of section
16 23(1)(a), but without having attained 55 years of age.

17 **(2) A DEFERRED VESTED MEMBER WHO LEFT THE LEGISLATURE AND IS**
18 **REELECTED TO THE LEGISLATURE ON OR AFTER JANUARY 1, 2011 SHALL NOT**
19 **BE ENTITLED TO ACCRUE ADDITIONAL TIME AS A MEMBER BUT SHALL BECOME**
20 **A QUALIFIED PARTICIPANT IN TIER 2.**

21 **SEC. 17E. A FORMER NONVESTED MEMBER WHO LEFT THE LEGISLATURE**
22 **ON OR BEFORE MARCH 31, 1997 AND IS FIRST REELECTED TO THE**
23 **LEGISLATURE ON OR AFTER JANUARY 1, 2011 SHALL NOT CONTINUE AS A**
24 **MEMBER BUT SHALL BECOME A QUALIFIED PARTICIPANT IN TIER 2.**