

1 H.475

2 Introduced by Representative Martin of Wolcott

3 Referred to Committee on

4 Date:

5 Subject: Retirement; state retirement system; eligibility

6 Statement of purpose of bill as introduced: This bill proposes to allow county
7 deputy sheriffs who are already eligible for the Vermont State Employee
8 Retirement System to buy into a different plan.

9 An act relating to the retirement plan options for county deputy sheriffs

10 It is hereby enacted by the General Assembly of the State of Vermont:

11 Sec. 1. 33 V.S.A. § 455(a)(9)(B) is amended to read:

12 (B) any regular officer or employee of the ~~department of public~~
13 ~~safety~~ Department of Public Safety assigned to police and law enforcement
14 duties, including the ~~commissioner of public safety~~ Commissioner of Public
15 Safety appointed before July 1, 2001; but, irrespective of the member's
16 classification, shall not include any member of the ~~general assembly~~ General
17 Assembly as such, any person who is covered by the Vermont ~~teachers'~~
18 ~~retirement system~~ Teachers' Retirement System, any person engaged under
19 retainer or special agreement or C beneficiary employed by the ~~department of~~
20 ~~public safety~~ Department of Public Safety for not more than 208 hours per

1 year, or any person whose principal source of income is other than state
2 employment. In all cases of doubt, the retirement board shall determine
3 whether any person is an employee as defined in this subchapter. Also
4 included under this subdivision are employees of the ~~department of liquor~~
5 ~~control~~ Department of Liquor Control who exercise law enforcement powers,
6 employees of the ~~department of fish and wildlife~~ Department of Fish and
7 Wildlife assigned to law enforcement duties, motor vehicle inspectors,
8 full-time deputy sheriffs employed by the ~~state~~ State of Vermont, full-time
9 deputy sheriffs employed by a county that has opted-in the Vermont Employee
10 Retirement System under 24 V.S.A. § 290(a), full-time members of the ~~capitol~~
11 ~~police force~~ Capitol Police Force, investigators employed by the ~~criminal~~
12 ~~division of the office of the attorney general, department of state's attorneys,~~
13 ~~department of health, or office of the secretary of state~~ Criminal Division of
14 the Office of the Attorney General, Department of State's Attorneys,
15 Department of Health, or Office of the Secretary of State, who have attained
16 full-time certification from the Vermont ~~criminal justice training council~~
17 Criminal Justice Training Council, who are required to perform law
18 enforcement duties as the primary function of their employment, and who may
19 be subject to mandatory retirement permissible under 29 U.S.C. ~~section~~
20 § 623(j), who are first included in membership of the system on or after July 1,

1 2000. Also included under this subdivision are full-time firefighters employed
2 by the ~~state~~ State of Vermont.

3 Sec. 2. EFFECTIVE DATE

4 This act shall take effect on July 1, 2013.