



General Assembly

**Amendment**

February Session, 2002

LCO No. 4555

\*SB0063404555SD0\*

Offered by:  
SEN. GAFFEY, 13<sup>th</sup> Dist.

To: Senate Bill No. 634

File No. 518

Cal. No. 325

**"AN ACT CONCERNING THE REEMPLOYMENT OF RETIRED  
TEACHERS."**

1 After the last section, insert the following:

2 "Sec. 2. Subsections (b) and (c) of section 10-183e of the general  
3 statutes are repealed and the following is substituted in lieu thereof  
4 (*Effective July 1, 2002*):

5 (b) Any member may purchase, as provided in subsection (c) of this  
6 section, additional credited service, but [not to exceed an aggregate of  
7 one year in the case of service described in subdivision (2) of this  
8 subsection for each two years of active full-time service as a  
9 Connecticut teacher; and] not to exceed an aggregate of one year in the  
10 case of absence described in subdivision (8) of this subsection for each  
11 five years of active full-time service as a Connecticut teacher, provided  
12 if any such absence exceeds thirty consecutive school months, such  
13 additional credited service shall be limited to thirty school months;  
14 and not to exceed an aggregate of ten years for all service described in

15 this subsection, except for service described in subdivision (2) of this  
16 subsection. In no event [, however,] may any service described in this  
17 subsection be purchased if the member is receiving or is, or will  
18 become, entitled to receive a retirement benefit based upon such  
19 service from any governmental system other than the teachers'  
20 retirement system or the federal Social Security System. Additional  
21 credited service includes:

22 (1) Service as a teacher in a school for military dependents  
23 established by the United States Department of Defense;

24 (2) Service as a teacher in another state of the United States, its  
25 territories or possessions;

26 (3) Service in the armed forces of the United States in time of war, as  
27 defined in section 27-103, or service in said armed forces during the  
28 period beginning October 27, 1953, and ending January 31, 1955;

29 (4) Service in a permanent full-time position for the state;

30 (5) Service as a teacher at The University of Connecticut prior to July  
31 1, 1965;

32 (6) Service as a teacher at the Wheeler School and Library, North  
33 Stonington, prior to September 1, 1949;

34 (7) Service as a teacher at the Gilbert Home, Winsted, prior to  
35 September 1, 1948;

36 (8) Any formal leave of absence as provided in regulations adopted  
37 by the board, if the member subsequently returns to service for at least  
38 one school year;

39 (9) Service as a teacher at the American School at Hartford for the  
40 Deaf, the Connecticut Institute for the Blind or the Newington  
41 Children's Hospital;

42 (10) Forty or more days of service as a substitute teacher, or the

43 equivalent service rendered at less than half-time, in a single public  
44 school system within the state of Connecticut in any school year,  
45 provided twenty days of such service shall equal one month of  
46 credited service under subsection (a) of this section;

47 (11) Service in the armed forces of the United States, other than  
48 service described in subdivision (3) of this subsection, not to exceed  
49 thirty months;

50 (12) Service as a full-time, salaried, elected official of the state or any  
51 political subdivision of the state during the 1978 calendar year or  
52 thereafter, if such member subsequently returns to service for at least  
53 one school year;

54 (13) Service in the public schools of Connecticut as a member of the  
55 federal Teacher Corps, not to exceed two years; and

56 (14) Service in the United States Peace Corps.

57 (c) Additional credited service must be purchased by a member (1)  
58 [at] prior to the time of retirement, [or] (2) at the time a surviving  
59 spouse elects benefits under the provisions of subsection (d) of section  
60 10-183h, or (3) at the time benefits commence [under an optional  
61 payment form pursuant to section 10-183j. Any purchase of service  
62 shall be accomplished by the member paying to the board an amount  
63 equal to one-half of the actuarial present value, determined according  
64 to actuarial tables adopted by the board, of the difference between the  
65 retirement benefit which the member is entitled to receive based upon  
66 his or her service apart from such purchased service and the benefit  
67 which he or she is entitled to receive including such service] as  
68 provided under sections 10-183g, as amended by this act, and 10-183jj,  
69 as amended by this act. Any purchase of such service shall be  
70 accomplished by the member paying to the board an amount  
71 determined on the basis of actuarial factors adopted by the board  
72 which reflect the present value of one-half of the full actuarial cost of  
73 the benefit increase that will be derived by the purchase of such  
74 service, or in the case of the purchase of service described in

75 subdivision (2) of subsection (b) of this section in excess of ten years,  
76 the full actuarial present value. Such factors shall consider the  
77 member's age at the time of purchase, actual or projected salary, and  
78 the earliest date on which the member would be eligible for a normal  
79 retirement allowance. Payments for additional credited service may be  
80 made in a lump sum by transfer of funds from the member's  
81 accumulated one per cent contributions withheld prior to July 1, 1989,  
82 with credited interest and accumulated voluntary contributions with  
83 credited interest plus such other amounts as may be required to  
84 complete the purchase.

85 Sec. 3. Subsection (m) of section 10-183g of the general statutes is  
86 repealed and the following is substituted in lieu thereof (*Effective July*  
87 *1, 2002*):

88 (m) If the plan actuaries have certified in accordance with  
89 subsection (n) of this section that the amount of the [excess earnings  
90 account] cost of living adjustment reserve account which is available  
91 for payment of a cost of living allowance is insufficient to fund the full  
92 amount determined under subsection (l) of this section, each person  
93 eligible for an annual cost of living allowance under said subsection (l)  
94 shall be eligible for a cost of living allowance reduced proportionately  
95 to a percentage that is actuarially supported by the amount so  
96 certified, in lieu of the cost of living allowance provided under said  
97 subsection (l), provided no cost of living allowance shall exceed six per  
98 cent and provided further, if the total return earned by the trustees on  
99 the market value of the pension assets for the preceding fiscal year is  
100 less than eight and one-half per cent, any cost of living allowance  
101 granted shall not exceed one and one-half per cent.

102 Sec. 4. Subsection (n) of section 10-183g of the general statutes is  
103 repealed and the following is substituted in lieu thereof (*Effective July*  
104 *1, 2002*):

105 (n) To administer cost of living allowances provided under  
106 subsections (l) and (m) of this section, there is established the [excess

107 earnings account] cost of living adjustment reserve account which shall  
108 be a separate account established within the Teachers' Retirement  
109 Fund. For the calendar year commencing January 1, 1995, and each  
110 subsequent calendar year, the [excess earnings account] cost of living  
111 adjustment reserve account shall be credited by an amount equal to  
112 that portion of the total return earned by the trustees on the market  
113 value of the pension assets for the preceding fiscal year which is a total  
114 return in excess of eleven and one-half per cent. The [excess earnings  
115 account] cost of living adjustment reserve account shall be reduced  
116 each year by the actuarial value of any cost of living allowance  
117 awarded. On May first, annually, the plan actuaries shall determine  
118 how much of the [excess earnings account] cost of living adjustment  
119 reserve account balance is available for payment of a cost of living  
120 adjustment determined in accordance with the provisions of this  
121 section and shall certify their determination to the trustees of the  
122 Teachers' Retirement Fund. If the plan actuaries determine that there  
123 are no funds available in the [excess earnings account] cost of living  
124 adjustment reserve account for the payment of a cost of living  
125 allowance, no cost of living allowance shall be paid.

126 Sec. 5. Subsection (e) of section 10-183jj of the general statutes is  
127 repealed and the following is substituted in lieu thereof (*Effective July*  
128 *1, 2002*):

129 (e) For each year of additional credited service purchased pursuant  
130 to this section, the local or regional board of education shall pay an  
131 amount specified by the Teachers' Retirement Board equal to the  
132 actuarial present value, determined according to actuarial tables  
133 adopted by the Teachers' Retirement Board, of the difference between  
134 the retirement benefit which the member is entitled to receive based  
135 upon [his or her] the member's service apart from such purchased  
136 service and the benefit which [he or she] the member is entitled to  
137 receive including such service. Payments shall be made in accordance  
138 with rules adopted by the Teachers' Retirement Board. Such payments  
139 must be received not later than thirty days following the date payment  
140 is requested or interest shall be assessed from the date on which such

141 payment was due to the date on which such payment was received.  
142 When a board of education purchases additional credited service for a  
143 member pursuant to this section, the Teachers' Retirement Board shall  
144 notify the member in writing. Payment for additional service credit  
145 purchased pursuant to this section may be made in equal annual  
146 installment payments, including interest, not to exceed the number of  
147 years being purchased by the local or regional board of education. Late  
148 payments and outstanding obligations from a prior year's purchase or  
149 late payment of monthly mandatory contributions shall be paid in full  
150 prior to the initiation of a new early retirement incentive plan or such  
151 amounts shall be included as part of the cost of the new early  
152 retirement incentive plan. Interest shall be assessed on installment  
153 payments and late payments as provided by subsection (b) of section  
154 10-183n. Any additional credited service purchased for any such  
155 member shall be in addition to any credited service purchased  
156 pursuant to section 10-183e, as amended by this act.

157 Sec. 6. Subsection (g) of section 10-183e of the general statutes is  
158 repealed and the following is substituted in lieu thereof (*Effective July*  
159 *1, 2002*):

160 (g) Any member who has been elected to a full-time or part-time  
161 position in an organization which has been duly designated as the  
162 teachers' representative or who has been elected to a full-time or part-  
163 time position in [the] a state-wide, national or international bargaining  
164 organization [with which the local bargaining organization is  
165 affiliated, under the provisions of section 10-153b,] may, during the  
166 time [he] such member so serves, continue [his] membership and may  
167 make, or have made for [him] such member, payments of [his]  
168 contributions for such time, provided the organization which such  
169 [teacher] member represents shall pay the full actuarial cost that would  
170 otherwise be incurred by the state for the time such [teacher] member  
171 serves in excess of one year. If payment is made during such periods or  
172 at any time before retirement, such member shall receive credit for  
173 such service and shall be considered as serving as a public school  
174 teacher in the state for the purpose of computing length of service, and

175 for the purpose of computing average annual salary, and shall be  
176 considered by the retirement board as though [he] such member were  
177 remaining in [his] such member's latest teaching position."