



General Assembly

January Session, 2003

Amendment

LCO No. 3372

HB0639703372SR0

Offered by:

SEN. DELUCA, 32nd Dist.

SEN. ANISKOVICH, 12th Dist.

To: House Bill No. 6397

File No.

Cal. No. 45

(As Amended)

**"AN ACT CONCERNING STATE EXPENDITURE AND REVENUE
ADJUSTMENTS."**

1 Strike section 6 and insert the following in lieu thereof:

2 "Sec. 6. (*Effective from passage*) (a) Notwithstanding any provision of
3 the general statutes or any provision of any public or special act, any
4 revision to allotment requisitions or allotments in force made pursuant
5 to sections 1 to 5, inclusive, of this act affecting (1) grants to
6 municipalities, or (2) appropriated accounts with more than one
7 grantee, shall be made proportionately to remain within the revised
8 allotment.

9 (b) There shall be an Early Retirement Incentive Program (ERIP)
10 offered to full-time and part-time state employees, as described below,
11 in addition to the normal retirement program.

12 A. Eligibility Rules.

13 The following members of the State Employees Retirement System
14 (SERS) shall be eligible to participate in the program:

15 1. All state employees who will be at least fifty-two years of age on
16 or before May 31, 2003, and who retire directly from employment and
17 begin immediately receiving normal or early retirement benefits under
18 Tier I, Tier II or Tier IIA and whose effective date of retirement is from
19 March 1, 2003, to June 1, 2003, inclusive;

20 2. Who have at least ten years of actual state service in the SERS; and

21 3. In the case of hazardous duty employees, a minimum of twenty
22 years of actual state service in the SERS.

23 B. Effective Date of Retirement.

24 All retirements under the program shall be effective March 1, 2003,
25 April 1, 2003, May 1, 2003, or June 1, 2003. At the state's option, the
26 effective date of any retirement may be deferred on a case by case basis
27 to not later than June 1, 2004, for hazardous duty members, employees
28 of the retirement division of the Office of the State Comptroller, and
29 employees of the budget division of the Office of Policy and
30 Management. Requests to defer retirement shall be made in writing to
31 the member with copies to the appropriate bargaining unit
32 representative. If the state requests any such member or employee to
33 stay beyond May 31, 2003, and the employee refuses to do so, the
34 employee shall continue to be eligible for the ERIP.

35 C. Incentive.

36 An individual who is eligible for the ERIP shall be permitted to add
37 up to three years to age or up to three years to service, or any
38 combination not to exceed three years in total. The credit shall first be
39 added to age until it reaches age fifty-five. Hazardous duty members
40 shall have the credit added to their service. Incentive years shall only
41 be used in whole units of one month.

42 D. Restrictions.

43 1. For purposes of this program, a full-time employee is one who
44 works thirty-five or more hours per week.

45 2. Actual age shall be used in calculation of all related benefits
46 including, but not limited to, Plan B reductions and Group Life
47 Insurance. Actual paid wages, not projected wages, shall be used in all
48 benefit calculations. Accrued vacation days at the date of retirement
49 shall be credited as increased service time.

50 3. Disability retirement and employees eligible for terminated
51 vested retirement benefits are excluded from this program.

52 E. Payment for Unused Sick and Vacation Days.

53 1. Any employee participating in the incentive program shall be
54 eligible for payment of accrued sick days and for the balance of
55 vacation leave in accordance with existing rules, modified as follows:
56 One-third of the amount owed such employee on July 1, 2005; one-
57 third of such amount on July 1, 2006, and one-third of such amount on
58 July 1, 2007.

59 2. The state may, at its option, make the payment in one installment
60 on or before July 2005, if the amount of the payment is less than \$2,000.

61 F. Applicability to Former Employees.

62 An employee who was laid off or whose position was abolished
63 between November 1, 2002, and May 31, 2003, who would otherwise
64 have been eligible for the Early Retirement Incentive Program shall be
65 eligible to receive the benefits of the plan beginning March 1, 2003, if
66 such employee is at least fifty-two years of age. If an employee who
67 was laid off or whose position was abolished attains the age of fifty-
68 two prior to May 31, 2003, such employee shall be eligible for the ERIP
69 on the first day of the month following the month of such employee's

70 birthday. Any such employee who retires shall not be rehired. If such
71 employee has received payment for accrued vacation and sick leave,
72 such employee shall not be required to repay such amount in order to
73 be eligible for ERIP.

74 (c) The additional allotment reduction not exceeding 1.75% of any
75 appropriated account required pursuant to section 5 of this act shall
76 not affect allotments for: Aid to municipalities; personal services;
77 higher education operating expenses, or entitlements.

78 (d) The Department of Correction shall open a facility located in
79 Suffield on or after July 1, 2003.

80 (e) Notwithstanding any provision of the general statutes or any
81 provision of any public or special act, (1) for the fiscal year ending June
82 30, 2003, the sum of \$8,900,000 shall be transferred from the principal
83 of the Soldiers, Sailors and Marines' Fund to the resources of the
84 General Fund, and (2) for the fiscal years ending June 30, 2004, and
85 June 30, 2005, amounts necessary for payments pursuant to the
86 provisions of section 12-81g of the general statutes shall be
87 appropriated to the Office of Policy and Management from the
88 principal of said fund.

89 (f) The sum of \$21,000,000 shall be transferred from the Special
90 Transportation Fund to the resources of the General Fund.

91 (g) The sum of \$10,000,000 shall be transferred from the Probate
92 Court Administration Fund to the resources of the General Fund.

93 (h) The sum of \$2,500,000 shall be transferred from the commercial
94 recording account established pursuant to section 3-99c of the general
95 statutes to the resources of the General Fund.

96 (i) There is established the "Nonprofit Nursing Home Incentive
97 Account". The sum of \$1,000,000 transferred to the Department of
98 Social Services, for Nursing Home Staffing, by section 17 of public act
99 02-1 of the May 9 special session, as amended by section 108 of public

100 act 02-1 of the May 9 special session and this act, shall be transferred to
101 said account. The funds in the account shall be used by the
102 Department of Social Services, during the fiscal year ending June 30,
103 2003, to provide a supplemental incentive grant to each nonprofit
104 nursing home which had 225 or more licensed beds for the fiscal year
105 ending June 30, 2002. The purpose of such grant shall be to improve
106 patient care and direct care staffing levels in such homes. Funds shall
107 be distributed based on the following formula: One million dollars
108 multiplied by a fraction, the numerator of which shall be the total
109 number of licensed nursing home beds in such nursing home for such
110 fiscal year, and the denominator of which shall be the total number of
111 licensed beds in all such nursing homes for such fiscal year.

112 (j) The sum of \$1,000,000 transferred to the Department of Social
113 Services, for Nursing Home Staffing, by section 17 of public act 02-1 of
114 the May 9 special session, as amended by section 108 of public act 02-1
115 of the May 9 special session and this act, shall be transferred to the
116 DSH-Urban Hospitals in Distressed Municipalities account in said
117 department.

118 (k) The Retirement Commission shall request an actuarial interim
119 valuation to take into account the Early Retirement Incentive Program
120 established by this section and shall certify revised contribution
121 amounts to the General Assembly for the biennium ending June 30,
122 2005.

123 (l) During the fiscal year ending June 30, 2003, no further
124 modifications to allotment requisitions or allotments in force shall be
125 made to payments pursuant to section 10-266p of the general statutes."