



General Assembly

February Session, 2004

Raised Bill No. 5052

LCO No. 227

* _____HB05052LABED022504_____*

Referred to Committee on Labor and Public Employees

Introduced by:
(LAB)

**AN ACT CONCERNING PENSIONS FOR MUNICIPAL
PARAPROFESSIONALS AND NONCERTIFIED SCHOOL PERSONNEL.**

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. Subdivision (5) of section 7-425 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (5) "Member" means any regular employee or elective officer
5 receiving pay from a participating municipality, any paraprofessional
6 or other noncertified employee of a local or regional board of
7 education and any regular employee of a free public library that
8 receives part or all of its income from municipal appropriation, who
9 has been included by such municipality in the pension plan as
10 provided in section 7-427, but shall not include any person, except a
11 paraprofessional or other noncertified employee of a local or regional
12 board of education, who customarily works less than twenty hours a
13 week if such person entered employment after September 30, 1969, any
14 police officer or firefighter who will attain the compulsory retirement
15 age after less than five years of continuous service in fund B, any
16 teacher who is eligible for membership in the state teachers retirement

17 system, any person eligible for membership in any pension system
18 established by or under the authority of any special act or of a charter
19 adopted under the provisions of chapter 99, or any person holding a
20 position funded in whole or in part by the federal government as part
21 of any public service employment program, on-the-job training
22 program or work experience program, provided persons holding such
23 federally funded positions on July 1, 1978, shall not be excluded from
24 membership but may elect to receive a refund of their accumulated
25 contributions without interest. For purposes of this subdivision,
26 "paraprofessional" means an employee of a local or regional board of
27 education who does not possess a certificate issued by the State Board
28 of Education and who serves as an instructional assistant for such local
29 or regional board of education.

30 Sec. 2. (NEW) (*Effective from passage*) (a) On and after the effective
31 date of this section, any municipality that is not a member of the
32 Municipal Employees Retirement Fund B, but has its own defined
33 benefit plan shall allow any paraprofessional and any other
34 noncertified employee of a local or regional board of education within
35 the municipality to participate in such plan. For purposes of this
36 section, "paraprofessional" means an employee of a local or regional
37 board of education who does not possess a certificate issued by the
38 State Board of Education and who serves as an instructional assistant
39 for such local or regional board of education, and "defined benefit
40 plan" means a pension plan under which benefits are paid according to
41 a preset formula.

42 (b) This section does not apply to any such municipality in which a
43 pension plan has been successfully negotiated for such
44 paraprofessionals and noncertified employees as of the effective date
45 of this section by the exclusive bargaining representative of such
46 paraprofessionals or noncertified employees and (1) such municipality,
47 or (2) the local or regional boards of education within such
48 municipality.

49 Sec. 3. (NEW) (*Effective from passage*) On and after the effective date
50 of this section, any regional educational service center or state charter
51 school, as described in section 10-66aa of the general statutes that has
52 its own defined benefit plan shall allow any paraprofessional and any
53 other noncertified employee of such regional educational service
54 center, interdistrict magnet school or state charter school to participate
55 in such plan. For purposes of this section, "paraprofessional" means an
56 employee of a local or regional board of education who does not
57 possess a certificate issued by the State Board of Education and who
58 serves as an instructional assistant for such local or regional board of
59 education, and "defined benefit plan" means a pension plan under
60 which benefits are paid according to a preset formula.

This act shall take effect as follows:	
Section 1	<i>from passage</i>
Sec. 2	<i>from passage</i>
Sec. 3	<i>from passage</i>

LAB

Joint Favorable C/R

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