



General Assembly

January Session, 2005

Raised Bill No. 6761

LCO No. 3740

* _____HB06761LABED_031105_____*

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2 repealed and the following is substituted in lieu thereof (*Effective from*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

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

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

44 Sec. 3. (NEW) (*Effective from passage*) On and after the effective date
45 of this section, any regional educational service center or state charter
46 school, as described in section 10-66aa of the general statutes that has
47 its own defined benefit plan shall allow any noncertified employee of
48 such regional educational service center, interdistrict magnet school or

49 state charter school to participate in such plan. For purposes of this
50 section, "defined benefit plan" means a pension plan under which
51 benefits are paid according to a preset formula.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	7-425(5)
Sec. 2	<i>from passage</i>	New section
Sec. 3	<i>from passage</i>	New section

LAB

Joint Favorable C/R

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