



General Assembly

January Session, 2019

Amendment

LCO No. 9820



Offered by:
SEN. FASANO, 34th Dist.
SEN. WITKOS, 8th Dist.

To: Subst. Senate Bill No. 440 File No. 855 Cal. No. 451

"AN ACT PROTECTING EMPLOYEE FREEDOM OF SPEECH AND CONSCIENCE."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 5-156h of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2019*):

5 (a) For the purposes of this section, "member", "retirement system",
6 and "state employee" have the same meanings as provided in section 5-
7 154.

8 (b) (1) Notwithstanding any provision of the general statutes, each
9 state employee first hired by the state on or after July 1, 2016, who is a
10 member of the state employees retirement system and whose state
11 employment is not subject to the terms of a collective bargaining
12 agreement, shall not be entitled to receive any retirement income in
13 excess of one hundred [twenty-five] thousand dollars per year during

14 the period for which such member receives retirement income,
15 regardless of the years of vesting service or other requirements of such
16 member's retirement plan such member has completed at the time of
17 retirement.

18 (2) If such member's retirement income is calculated to be more than
19 one hundred [twenty-five] thousand dollars per year at the time of the
20 member's retirement, or if such member's retirement income after any
21 cost-of-living adjustment becomes more than one hundred [twenty-
22 five] thousand dollars per year, the amount of such member's
23 retirement income shall be reduced to one hundred [twenty-five]
24 thousand dollars per year, and such member shall not be entitled to
25 any further cost-of-living adjustment.

26 (c) (1) Notwithstanding any provision of the general statutes, each
27 state employee who is a member of the state employees retirement
28 system and who retires on or after July 1, 2027, shall not be entitled to
29 receive any retirement income in excess of one hundred thousand
30 dollars per year during the period for which such member receives
31 retirement income, regardless of the years of vesting service or other
32 requirements of such member's retirement plan such member has
33 completed at the time of retirement.

34 (2) If such member's retirement income is calculated to be more than
35 one hundred thousand dollars per year at the time of the member's
36 retirement, or if such member's retirement income after any cost-of-
37 living adjustment becomes more than one hundred thousand dollars
38 per year, the amount of such member's retirement income shall be
39 reduced to one hundred thousand dollars per year, and such member
40 shall not be entitled to any further cost-of-living adjustment.

41 Sec. 2. Subsection (e) of section 5-278 of the general statutes is
42 repealed and the following is substituted in lieu thereof (*Effective*
43 *October 1, 2019*):

44 (e) Where there is a conflict between any agreement or arbitration
45 award approved in accordance with the provisions of sections 5-270 to

46 5-280, inclusive, on matters appropriate to collective bargaining, as
47 defined in said sections, and any general statute or special act, except
48 section 5-156h, as amended by this act, or regulations adopted by any
49 state agency, the terms of such agreement or arbitration award shall
50 prevail; provided if participation of any employees in a retirement
51 system is effected by such agreement or arbitration award, the effective
52 date of participation in said system, notwithstanding any contrary
53 provision in such agreement or arbitration award, shall be the first day
54 of the third month following the month in which a certified copy of
55 such agreement or arbitration award is received by the Retirement
56 Commission or such later date as may be specified in the agreement or
57 arbitration award."

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| This act shall take effect as follows and shall amend the following sections: | | |
| Section 1 | October 1, 2019 | 5-156h |
| Sec. 2 | October 1, 2019 | 5-278(e) |