



HOUSE BILL No. 4672

March 28, 1995, Introduced by Reps. Harder, DeMars, Tesanovich and DeHart and referred to the Committee on Appropriations.

A bill to amend Act No. 234 of the Public Acts of 1992, entitled "The judges retirement act of 1992," being sections 38.2101 to 38.2608 of the Michigan Compiled Laws, by adding sections 510 and 511.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 234 of the Public Acts of 1992, being
2 sections 38.2101 to 38.2608 of the Michigan Compiled Laws, is
3 amended by adding sections 510 and 511 to read as follows:

4 SEC. 510. (1) EFFECTIVE MAY 1, 1995, THE RETIREMENT ALLOW-
5 ANCE PAYABLE TO A RETIRANT OR BENEFICIARY OF A DECEASED RETIRANT
6 WHOSE EFFECTIVE DATE OF RETIREMENT WAS BEFORE JANUARY 1, 1980,
7 EXCEPT A RETIRANT OR BENEFICIARY OF A DECEASED RETIRANT WHO WAS A
8 MEMBER OF THE FORMER JUDGES RETIREMENT SYSTEM BEFORE SEPTEMBER 8,
9 1961, IS SUPPLEMENTED AS FOLLOWS:

1	EFFECTIVE DATE OF RETIREMENT	PERCENT OF INCREASE
2	JANUARY 1, 1979 TO DECEMBER 31, 1979	11%
3	JANUARY 1, 1978 TO DECEMBER 31, 1978	12%
4	JANUARY 1, 1977 TO DECEMBER 31, 1977	13%
5	JANUARY 1, 1976 TO DECEMBER 31, 1976	14%
6	JANUARY 1, 1975 TO DECEMBER 31, 1975	15%
7	JANUARY 1, 1974 TO DECEMBER 31, 1974	16%
8	JANUARY 1, 1973 TO DECEMBER 31, 1973	17%
9	JANUARY 1, 1972 TO DECEMBER 31, 1972	18%
10	JANUARY 1, 1971 TO DECEMBER 31, 1971	19%
11	JANUARY 1, 1970 TO DECEMBER 31, 1970	20%
12	JANUARY 1, 1969 TO DECEMBER 31, 1969	21%
13	JANUARY 1, 1968 TO DECEMBER 31, 1968	22%
14	JANUARY 1, 1967 TO DECEMBER 31, 1967	23%
15	BEFORE JANUARY 1, 1967	24%

16 (2) THE RECALCULATED RETIREMENT ALLOWANCE SHALL BE THE BASIS
17 ON WHICH FUTURE ADJUSTMENTS TO THE RETIREMENT ALLOWANCE ARE
18 CALCULATED.

19 (3) THE SUPPLEMENT PROVIDED BY THIS SECTION SHALL BE CALCU-
20 LATED PURSUANT TO SUBSECTION (1) AND SHALL BE PAID BEFORE
21 OCTOBER 1, 1995. HOWEVER, FOR A RETIRANT OR BENEFICIARY OF A
22 DECEASED RETIRANT WHO IS ELIGIBLE TO RECEIVE A SUPPLEMENT UNDER
23 THIS SECTION, WHO IS RECEIVING A RETIREMENT ALLOWANCE PURSUANT TO
24 SERVICE CREDITED UNDER THE FORMER JUDGES RETIREMENT SYSTEM, AND
25 WHO IS RECEIVING A RETIREMENT ALLOWANCE PURSUANT TO SERVICE

1 CREDITED UNDER THE FORMER PROBATE JUDGES RETIREMENT SYSTEM, THE
2 RETIREMENT SYSTEM, PURSUANT TO THIS SECTION, SHALL ONLY SUPPLE-
3 MENT THE RETIREMENT ALLOWANCE THAT IS THE LARGEST IN AMOUNT. IF
4 A RETIRANT DIES BEFORE OCTOBER 1, 1995 AND NO BENEFITS BECOME
5 PAYABLE UNDER SECTION 506 OR 508, THE RETIRANT'S RETIREMENT
6 ALLOWANCE SHALL NOT BE SUPPLEMENTED UNDER THIS SECTION.

7 SEC. 511. (1) EXCEPT AS PROVIDED IN SUBSECTION (2), THE
8 RETIREMENT ALLOWANCE PAYABLE TO A RETIRANT WHOSE EFFECTIVE DATE
9 OF RETIREMENT WAS BEFORE JANUARY 1, 1980 OR TO AN OPTION A BENE-
10 FICIARY OF A DECEASED RETIRANT WHOSE EFFECTIVE DATE OF RETIREMENT
11 WAS BEFORE JANUARY 1, 1980, AS SUPPLEMENTED BY SECTION 510 IF
12 APPLICABLE, SHALL NOT BE LESS THAN \$10,000.00 PER ANNUM IF THE
13 RETIRANT HAD AT LEAST 8 YEARS OF SERVICE CREDITED UNDER THE
14 FORMER JUDGES RETIREMENT SYSTEM OR THE FORMER PROBATE JUDGES
15 RETIREMENT SYSTEM. EXCEPT AS PROVIDED IN SUBSECTION (2), THE
16 RETIREMENT ALLOWANCE PAYABLE TO A BENEFICIARY, OTHER THAN AN
17 OPTION A BENEFICIARY, OF A DECEASED RETIRANT WHOSE EFFECTIVE DATE
18 OF RETIREMENT WAS BEFORE JANUARY 1, 1980, AS SUPPLEMENTED BY SEC-
19 TION 510 IF APPLICABLE, SHALL NOT BE LESS THAN \$8,500.00 PER
20 ANNUM IF THE RETIRANT HAD AT LEAST 8 YEARS OF SERVICE CREDITED
21 UNDER THE FORMER JUDGES RETIREMENT SYSTEM OR THE FORMER PROBATE
22 JUDGES RETIREMENT SYSTEM. THE PAYMENT OF AN INCREASED RETIREMENT
23 ALLOWANCE UNDER THIS SECTION IS EFFECTIVE ON OCTOBER 1, 1995 AND
24 IS NOT PAYABLE FOR ANY MONTH BEGINNING BEFORE OCTOBER 1, 1995.
25 HOWEVER, FOR A RETIRANT OR BENEFICIARY OF A DECEASED RETIRANT WHO
26 IS ELIGIBLE TO RECEIVE AN INCREASED RETIREMENT ALLOWANCE UNDER
27 THIS SECTION, WHO IS RECEIVING A RETIREMENT ALLOWANCE PURSUANT TO

1 SERVICE CREDITED UNDER THE FORMER JUDGES RETIREMENT SYSTEM, AND
2 WHO IS RECEIVING A RETIREMENT ALLOWANCE PURSUANT TO SERVICE CRED-
3 ITED UNDER THE FORMER PROBATE JUDGES RETIREMENT SYSTEM, THE
4 RETIREMENT SYSTEM, PURSUANT TO THIS SECTION, SHALL ONLY INCREASE
5 THE RETIREMENT ALLOWANCE THAT IS THE LARGEST IN AMOUNT. IF, FOR
6 A RETIRANT OR OPTION A BENEFICIARY, THAT RETIREMENT ALLOWANCE IS
7 \$10,000.00 OR MORE; OR IF, FOR A BENEFICIARY OTHER THAN AN
8 OPTION A BENEFICIARY, THAT RETIREMENT ALLOWANCE IS \$8,500.00 OR
9 MORE, THE RETIRANT OR BENEFICIARY IS NOT ENTITLED TO RECEIVE AN
10 INCREASED RETIREMENT ALLOWANCE UNDER THIS SECTION.

11 (2) FOR A RETIRANT OR BENEFICIARY OF A DECEASED RETIRANT WHO
12 IS ELIGIBLE TO RECEIVE AN INCREASED RETIREMENT ALLOWANCE UNDER
13 SUBSECTION (1) AND WHO IS RECEIVING AN ANNUITY OR RETIREMENT
14 ALLOWANCE FROM ANOTHER PUBLICLY SUPPORTED RETIREMENT SYSTEM
15 ATTRIBUTABLE TO THE SAME YEARS OF SERVICE, OTHER THAN FEDERAL
16 SOCIAL SECURITY BENEFITS, THE RETIREMENT ALLOWANCE PAYABLE TO
17 THAT RETIRANT OR BENEFICIARY SHALL BE THE AMOUNT SPECIFIED IN
18 SUBSECTION (1) MINUS THE AMOUNT OF THE ANNUITY OR RETIREMENT
19 ALLOWANCE PAYABLE FROM THE OTHER PUBLICLY SUPPORTED RETIREMENT
20 SYSTEM, BUT NOT LESS THAN THE RETIREMENT ALLOWANCE AS SUPPLE-
21 MENTED BY SECTION 510, IF APPLICABLE, OR NOT LESS THAN THE ANNU-
22 ITY PAYABLE UNDER THIS ACT ON SEPTEMBER 30, 1995.