

1 SB288
2 201054-3
3 By Senator Smitherman
4 RFD: Finance and Taxation Education
5 First Read: 16-APR-19

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4 ENGROSSED

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7 A BILL
8 TO BE ENTITLED
9 AN ACT

10
11 Relating to retirement; to provide for a funded
12 one-time lump-sum addition to the retirement benefits of
13 certain retirees and beneficiaries of the Teachers' Retirement
14 System conditional upon the availability of funds in the
15 Education Trust Fund.

16 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

17 Section 1. (a) There is hereby provided for fiscal
18 year 2019-2020 a funded one-time lump-sum payment, hereinafter
19 referred to as "lump-sum payment," in the amount of \$400.00 to
20 each person whose effective date of retirement for purposes of
21 receiving benefits from the Teachers' Retirement System is
22 prior to October 1, 2019, and who is receiving or is entitled
23 to receive a monthly allowance from the Teachers' Retirement
24 System on September 30, 2019.

25 (b) Beneficiaries of deceased members or deceased
26 retirees, if the date of death for the deceased member, or the
27 effective date of retirement for the deceased retiree for

1 purposes of receiving benefits from the Teachers' Retirement
2 System was prior to October 1, 2019, and if the beneficiary is
3 receiving or is entitled to receive a monthly allowance from
4 the Teachers' Retirement System on September 30, 2019, shall
5 receive a lump-sum payment of \$400.00.

6 (c) There is hereby provided for fiscal year
7 2019-2020 a funded one-time lump-sum payment to certain
8 persons identified in subsection (e) herein, whose effective
9 date of retirement for purposes of receiving benefits from the
10 Teachers' Retirement System is prior to October 1, 2019, and
11 who is receiving or is entitled to receive a monthly allowance
12 from the Teachers' Retirement System on September 30, 2019.

13 (d) For purposes of this section, service includes
14 the service under Section 16-25-1 and Section 16-25-150 et
15 seq., Code of Alabama 1975.

16 (e) Any person who received benefits under the
17 Medicaid program and whose eligibility for Medicaid benefits
18 would be impaired by the lump-sum payment provided by this
19 section shall not be entitled to receive the aforementioned
20 increase. Any person who subsequently applies for benefits
21 under the Medicaid program and that person's eligibility to
22 receive benefits is impaired by the lump-sum payment provided
23 by this section shall not be entitled to receive the increase
24 subsequent to the date that the member files application for
25 benefits under the Medicaid program.

1 (f) The lump-sum payments provided under this
2 section shall be paid to all eligible recipients by the
3 Teachers' Retirement System in December 2019.

4 Section 2. It is not the intent of this act to make
5 appropriations, but the appropriation required by this act is
6 conditioned upon the availability of funds in the annual
7 Education Trust Fund budget act for the fiscal year beginning
8 October 1, 2019, the recommendation of the Finance Director,
9 and the approval of the Governor.

10 Section 3. This act shall become effective
11 immediately following its passage and approval by the
12 Governor, or its otherwise becoming law.

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Senate

Read for the first time and referred to the Senate
committee on Finance and Taxation Education 16-APR-19

Read for the second time and placed on the calen-
dar with 1 substitute and..... 15-MAY-19

Read for the third time and passed as amended 21-MAY-19

Yeas 26
Nays 0

Patrick Harris,
Secretary.