

1 SB271
2 155311-1
3 By Senators Keahey and Singleton
4 RFD: Finance and Taxation General Fund
5 First Read: 23-JAN-14

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8 SYNOPSIS: This bill would specify that an elected
9 county official may simultaneously receive
10 supernumerary retirement benefits and retirement
11 benefits from the Teachers' Retirement System or
12 the State Employees' Retirement System so long as
13 the retirement benefits are related to different
14 and separate time periods of employment or service.

15
16 A BILL
17 TO BE ENTITLED
18 AN ACT

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20 To amend Section 40-6-4.1, Code of Alabama 1975,
21 relating to supernumerary and other state or county
22 retirement; to specify that an elected county official may
23 simultaneously receive supernumerary retirement benefits and
24 retirement benefits from the Teachers' Retirement System or
25 the State Employees' Retirement System so long as the
26 retirement benefits are related to different and separate time
27 periods of employment or service.

1 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

2 Section 1. Section 40-6-4.1 of the Code of Alabama
3 1975, is amended to read as follows:

4 "§40-6-4.1.

5 "(a) Any official who is eligible to participate in
6 the supernumerary program provided by this chapter, and who is
7 participating or eligible to participate in any other state or
8 county retirement program, shall elect whether he or she shall
9 participate in the supernumerary program or in the other
10 retirement program. Election to participate in the
11 supernumerary program shall be made in writing to the county
12 governing body of the county in which the official is serving
13 within 60 days following April 22, 1994; or within 60 days
14 after taking office as the official, whichever last occurs. If
15 the official is participating in any other state or county
16 retirement program, he or she shall simultaneously withdraw
17 from that program. Upon election to participate in the
18 supernumerary program, the official shall immediately pay to
19 the county tax collector or other official charged with
20 collecting ad valorem taxes, for each prior year of eligible
21 service to which he or she is entitled credit, that sum as he
22 or she would have paid had the official been participating in
23 the supernumerary program during that year of service, and the
24 tax collector or other official shall distribute that sum as
25 provided in Section 40-6-4. The official shall thereafter be
26 subject to the other applicable provisions of this chapter.

1 "(b) An elected county official may simultaneously
2 receive supernumerary retirement benefits and retirement
3 benefits from the Teachers' Retirement System or the State
4 Employees' Retirement System so long as the retirement
5 benefits are related to different and separate time periods of
6 employment or service."

7 Section 2. This act shall become effective on the
8 first day of the third month following its passage and
9 approval by the Governor, or its otherwise becoming law.