

FILED

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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
1st Extraordinary Session, 2001

ENROLLED

SENATE BILL NO. 1002

(By Senator Tomblin, Mr. President, et al)

PASSED April 23, 2001

In Effect from Passage

FILED

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Senate Bill No. 1002

(BY SENATORS TOMBLIN, MR. PRESIDENT, CRAIGO, PLYMALE, JACKSON, PREZIOSO, UNGER, SNYDER, McCABE, ANDERSON, HELMICK, WOOTON, CHAFIN, BAILEY, FANNING, EDGELL, KESSLER, MINARD, SHARPE, ROSS, MITCHELL, HUNTER, ROWE, LOVE, CALDWELL, OLIVERIO, MCKENZIE, REDD, BURNETTE, BOLEY, DEEM, MINEAR AND FACEMYER)

[Passed April 23, 2001; in effect from passage.]

AN ACT to amend article seven-a, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section twenty-six-s, relating to the teachers retirement system; providing a one-time supplement to the retirement benefit of certain annuitants; and specifying eligibility criteria therefor.

Be it enacted by the Legislature of West Virginia:

That article seven-a, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section twenty-six-s, to read as follows:

ARTICLE 7A. STATE TEACHERS RETIREMENT SYSTEM.

§18-7A-26s. One-time supplement for certain annuitants effective July 1, 2001.

1 (a) A one-time supplement to retirement benefits shall
2 be provided to retirees of this system who have: (i)
3 Reached the specified age threshold; and (ii) have been in
4 retirement status for the specified number of years, as
5 follows:

6 (1) For retirees who, as of the first day of July, two
7 thousand one, are at least sixty-five years of age and who
8 have been an annuitant for at least five consecutive years,
9 this one-time supplement shall equal five percent of his or
10 her annuity benefit as of the effective date of this section;

11 (2) For retirees who, as of the first day of July, two
12 thousand one, are at least seventy years of age and who
13 have been an annuitant for at least five consecutive years,
14 this one-time supplement shall equal ten percent of his or
15 her annuity benefit as of the effective date of this section;
16 and

17 (3) For any person who, as of the first day of July, two
18 thousand one, is at least sixty-five years of age and who
19 retired under the early retirement incentive provided in
20 section thirty-five-b of this article, this one-time supple-
21 ment shall equal three percent of his or her annuity benefit
22 as of the effective date of this section and subdivisions (1)
23 and (2) of this subsection do not apply.

24 (b) The one-time supplement provided for in this section
25 applies only to members who have retired prior to or as of
26 the effective date of this section or, if applicable, to
27 beneficiaries receiving benefits under the retirement
28 system prior to or as of the effective date of this section:
29 *Provided*, That the supplement provided herein is subject
30 to any applicable limitations thereon under Section 415 of
31 the Internal Revenue Code of 1986, as amended.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Handwritten Signature]
.....
Chairman Senate Committee

[Handwritten Signature]
.....
Chairman House Committee

Originated in the Senate.

In effect from passage.

[Handwritten Signature]
.....
Clerk of the Senate

[Handwritten Signature]
.....
Clerk of the House of Delegates

[Handwritten Signature]
.....
President of the Senate

[Handwritten Signature]
.....
Speaker House of Delegates

The within *is approved* this the *8th*
Day of *May*, 2001.

[Handwritten Signature]
.....
Governor

PRESENTED TO THE

GOVERNOR

Date 5/4/01

Time 9:35 AM