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GOVERNMENT CODE - GOV

TITLE 2. GOVERNMENT OF THE STATE OF CALIFORNIA [8000 - 22980] (Title 2 enacted by Stats. 1943, Ch. 134.)

DIVISION 5. PERSONNEL [18000 - 22980] (Division 5 added by Stats. 1945, Ch. 123.)

PART 3. PUBLIC EMPLOYEES' RETIREMENT SYSTEM [20000 - 21716] (Part 3 repealed and added by Stats. 1995, Ch. 379, Sec. 2.)

CHAPTER 5. Contract Members of System [20460 - 20593] (Chapter 5 added by Stats. 1995, Ch. 379, Sec. 2.)

ARTICLE 4. Alternative Supplemental Service Retirement Plans for Local Miscellaneous Members of Riverside County [20550 - 20556] (Article 4 added by Stats. 1995, Ch. 379, Sec. 2.)

20550. Notwithstanding any provision of this chapter, Riverside County may, after executing an agreement therefor, separate and apart from Chapter 10 (commencing with Section 3500) of Division 4 of Title 1, with representatives of recognized employee organizations, as defined by subdivision (b) of Section 3501, amend its contract to provide the alternate benefit afforded by Section 20552 for its local miscellaneous members whose service is included in the federal system and the benefit afforded by Section 20553 for all its local miscellaneous members. The employer's contribution rate shall be fixed pursuant to this article.

Participation in the plan afforded by this article shall be available to any employee of the contracting agency who is a local miscellaneous member subject to Section 21353 on the day immediately preceding the effective date of a contract amendment entered into pursuant to this article.

Each contracting agency shall ensure that each eligible member receives sufficient information to permit an informed election, is counseled regarding the financial implications of the foregoing choices, and receives an election document. The election document shall be filed with the contracting agency.

A local miscellaneous member who is subject to this article shall also be subject to all other provisions of this part. However, in the event of a conflict, this article shall supersede and prevail over provisions or the application of provisions otherwise contained in this part.

(Amended by Stats. 1996, Ch. 906, Sec. 61. Effective January 1, 1997.)

20551. A person who becomes a local miscellaneous member of a contracting agency on or after the effective date of the agency's contract to be subject to this article shall be subject to the benefits provided in Section 21353 but may, during an open 120-day period in each calendar year, to be determined by the contracting agency, make an irrevocable election to be subject, for all future local miscellaneous service with the contracting agency on and after the first of the month following the filing of the election with the employer, to the benefits provided by Section 20552 or Section 20553. A current member may make an irrevocable election to be subject to the benefits provided for in this article for all future local miscellaneous service with the contracting agency during an annual open 120-day period to be determined by the contracting agency and that shall be effective on the first of the month following the filing of the election with the employer.

Notwithstanding any other provision of this article, a member who has elected to be subject to Section 20552 may, at any annual open period next following the attainment of 10 years of credited service with the contracting agency, irrevocably elect to be subject, prospectively only, to the benefits provided by Section 21353 or Section 20553. Any person who makes that election may never thereafter change that election.

(Added by Stats. 1995, Ch. 379, Sec. 2. Effective January 1, 1996.)

20552. The combined current and prior service pensions for a local miscellaneous member whose service is subject to this article is a pension derived from the contributions of the employee which, when added to the service retirement annuity that is derived from the accumulated normal contributions of the member at the date of retirement shall equal the fraction of one-hundredth of the member's final compensation set forth opposite the member's age at retirement taken to the preceding completed quarter year in the following table, multiplied by the member's number of years of local miscellaneous service subject to this article:

Age at	
Retirement	Fraction
55 .....	.5000
55¼ .....	.5250
55½ .....	.5500
55¾ .....	.5750
56 .....	.6000
56¼ .....	.6250
56½ .....	.6500
56¾ .....	.6750
57 .....	.7000
57¼ .....	.7250
57½ .....	.7500
57¾ .....	.7750
58 .....	.8000
58¼ .....	.8250
58½ .....	.8500
58¾ .....	.8750
59 .....	.9000
59¼ .....	.9250
59½ .....	.9500
59¾ .....	.9750
60	1.0000
60¼	1.0250
60½	1.0500
60¾	1.0750
61	1.1000
61¼	1.1250
61½	1.1500
61¾	1.1750
62	1.2000
62¼	1.2250
62½	1.2500

62¾	1.2750
63	1.3000
63¼	1.3250
63½	1.3500
63¾	1.3750
64	1.4000
64¼	1.4250
64½	1.4500
64¾	1.4750
65	1.5000

Notwithstanding any other provision of this part, the retirement allowance formula for any member subject to this section who has 35 years of credited service and attains age 55 years, is the fraction of final compensation set forth above at age 65 multiplied by the current and prior service subject to this section that the member is credited with at retirement.

A local miscellaneous member subject to this section shall be retired for service upon his or her written application to the board if he or she has attained age 55 and is credited with five years of state service.

(Added by Stats. 1995, Ch. 379, Sec. 2. Effective January 1, 1996.)

20553. The combined current and prior service pensions for a local miscellaneous member whose service is subject to this section is a pension derived from the contributions of the employer sufficient, when added to the service retirement annuity that is derived from the accumulated normal contributions of the member at the date of retirement, to equal the fraction of one-fiftieth of the member's final compensation set forth opposite the member's age at retirement, taken to the preceding completed quarter year, in the following table, multiplied by the number of years of local miscellaneous service subject to this article, with which the member is entitled to be credited at retirement:

Age of	
Retirement	Fraction
50 .....	.688
50¼ .....	.698
50½ .....	.709
50¾ .....	.719
51 .....	.730
51¼ .....	.741
51½ .....	.753
51¾ .....	.764
52 .....	.776
52¼ .....	.788
52½ .....	.800
52¾ .....	.813
53 .....	.825

53¼ .....	.839
53½ .....	.852
53¾ .....	.865
54 .....	.879
54¼ .....	.893
54½ .....	.908
54¾ .....	.923
55 .....	.937
55¼ .....	.953
55½ .....	.969
55¾ .....	.985
56	1.000
56¼	1.017
56½	1.034
56¾	1.050
57	1.067
57¼	1.084
57½	1.101
57¾	1.119
58	1.136
58¼	1.154
58½	1.173
58¾	1.191
59 and over	1.209

The fraction specified in the above table shall be reduced by one-third as applied to that part of final compensation that does not exceed four hundred dollars (\$400) per month for all service of a member that has also been included in the federal system.

A local miscellaneous member subject to this section shall be retired for service upon his or her written applications to the board if he or she has attained age 50 and is credited with five years of state service.

(Added by Stats. 1995, Ch. 379, Sec. 2. Effective January 1, 1996.)

20554. Notwithstanding any provision of Chapter 8 (commencing with Section 20670), the normal rate of contribution for a local miscellaneous member subject to Section 20552 shall be 2 percent of the compensation paid to the member. A contracting agency may pay all or a portion of the normal contributions required to be paid by a local miscellaneous member pursuant to Section 20691.

This section shall be construed as if it were a part of Chapter 8 (commencing with Section 20670).

(Added by Stats. 1995, Ch. 379, Sec. 2. Effective January 1, 1996.)

20555. (a) The normal rate of contribution for a local miscellaneous member subject to Section 20553 whose service is not included in the federal system shall be 8.25 percent of the compensation per month paid to the member.

(b) The normal rate of contribution for a local miscellaneous member whose service is included in the federal system shall be 8.25 percent of compensation in excess of one hundred thirty-three dollars and thirty-three cents (\$133.33) per month paid to the member. The rates of contribution established for local miscellaneous members in this section shall apply only to the compensation paid the member on and after the date that the member becomes subject to Section 20553.

This section shall be construed as if it were part of Chapter 8 (commencing with Section 20670).

(Added by Stats. 1995, Ch. 379, Sec. 2. Effective January 1, 1996.)

20556. The employer contribution rate of a contracting agency subject to this article shall not be reduced because of concurrent coverage of social security.

(Added by Stats. 1995, Ch. 379, Sec. 2. Effective January 1, 1996.)