

SENATE BILL 532

By Southerland

AN ACT to amend Tennessee Code Annotated, Title 4; Title 8, Chapter 25; Title 8, Chapter 34; Title 8, Chapter 35; Title 8, Chapter 36; Title 8, Chapter 37 and Title 68, Chapter 140, relative to retirement.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 8-36-211, is amended by deleting subsection (b) and substituting instead the following:

(b)

(1) A supplemental bridge benefit shall further be paid to any Group 1 member who:

(A) Retires on a service retirement allowance with creditable service in a Group 1 position covered by the mandatory retirement provisions of § 8-36-205(a)(2), if the political subdivision for which the service was rendered adopts a mandatory retirement age requirement pursuant to § 8-36-205. The supplemental benefit shall only be paid if the mandatory retirement age requirement adopted by the political subdivision is sixty (60) years of age or older, but less than the age requirement for receipt of old age and survivors benefits under Title II of the Federal Social Security Act (42 U.S.C. § 401 et seq.); or

(B) Retires on a service retirement allowance with creditable service in a Group 1 position covered by the definition of emergency medical services personnel in § 68-140-302, if the political subdivision for which the service was rendered adopts an emergency medical services

personnel bridge benefit policy in accordance with this subdivision

(b)(1)(B). The supplemental benefit shall only be paid if the emergency medical services personnel bridge benefit policy adopted by the political subdivision:

(i) Is adopted by ordinance or resolution by the chief governing body of the political subdivision;

(ii) Requires a member be sixty (60) years of age or older, but less than the age requirement for receipt of old age and survivors benefits under Title II of the Federal Social Security Act (42 U.S.C. § 401 et seq.), to be eligible for the bridge benefit;

(iii) Provides the same terms and conditions for all emergency medical services personnel within the political subdivision's employ;

(iv) Authorizes granting the supplemental bridge benefit and accepts the political subdivision's liability associated with the bridge benefit; and

(v) Does not violate the Age Discrimination in Employment Act (29 U.S.C. § 621 et seq.).

(2) The supplemental benefit shall be calculated as follows:

(A) For any such member retiring on a service retirement allowance pursuant to § 8-36-201, the supplemental bridge benefit shall be equal to three-fourths of one percent (0.75%) of the member's average final compensation, multiplied by the member's years of creditable service established while the member was in a Group 1 position covered by the mandatory retirement provisions of § 8-36-205(a)(2) or covered by the definition of emergency medical services personnel in § 68-140-302; or

(B) For any such member retiring on an early service retirement allowance pursuant to § 8-36-301, the supplemental bridge benefit shall

be computed in accordance with subdivision (b)(2)(A), but shall be reduced by four-tenths of one percent (0.4%) for each month by which the member's date of early service retirement precedes the member's service retirement date.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.