

# RESOLUTION OF THE CITY COUNCIL

No. 712

Approved May 6, 1968

RESOLVED, That the City Council of the City of Providence hereby orders the assessment and collection of a tax on the ratable real estate and tangible personal property and ratable intangible personal property (the tax on ratable intangible property to be at the rate of forty cents on each one hundred dollars of the value thereof) in a sum not less than \$30,500,000 nor more than \$37,500,000; said tax is for ordinary expenses, charges for the payment of interest and indebtedness in whole or in part of said City, and for other purposes authorized by law.

The City Assessor shall assess and apportion said tax on the inhabitants and ratable property of said City as of the 31st day of December, A.D. 1967, at twelve o'clock, noon, Eastern Standard Time, according to law, and shall on completion of said assessment, date and sign the same, and shall make out and certify to the City Collector of the City of Providence, on or before the 15th day of June, A.D. 1968, a complete list of the names of the persons taxed and of the total value of all the real estate taxes to each person, also the amount of personal estate assessed against each person, and also the total amount of the tax assessed against each person on said real estate and personal estate, opposite the name of the person or persons assessed, the assessment of real estate and of personal estate to appear in separate columns in said list. Said tax shall be due and payable on and between the 1st day of October, next, and the twenty-fourth day of October, A.D. 1968, next, and all taxes remaining unpaid on said last named day shall carry until collected a penalty at the rate of eight percentum per annum upon such unpaid taxes. Provided, however, said tax may be paid in four installments, the first installment of twenty-five percentum on or before the twenty-fourth day of October, A.D. 1968, and the remaining installments as follows: Twenty-five percentum on the twenty-fourth day of January, A.D. 1969; Twenty-five percentum on the twenty-fourth day of April, A.D. 1969; and Twenty-five percentum on the twenty-fourth day of July, A.D. 1969. Each installment of taxes, if paid on or before the last day of each installment period successively and in order, shall be free from any charge for interest.

RESOLUTION  
OF THE  
CITY COUNCIL.

THE CITY OF PROVIDENCE  
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

# RESOLUTION OF THE CITY COUNCIL

No.

Approved

If the first installment or any succeeding installment of taxes is not paid by the last date of the respective installment period or periods as they occur, then the whole tax or remaining unpaid balance of the tax, as the case may be, shall immediately become due and payable and shall carry, until collected, a penalty at the rate of eight percentum per annum.

The City Collector, shall by advertisement, in the public newspapers of the City, notify all persons assessed to pay their respective taxes at his office on and between the said 1st and twenty-fourth day of October, A.D. 1968, both days inclusive; said Collector shall attend daily during said periods Saturdays, Sundays and Holidays excepted, at his office from nine o'clock, A.M. to five o'clock P.M. to receive said taxes.

IN CITY COUNCIL

MAY 2 - 1968

READ and PASSED

*Russell J. Boyle*  
.....  
President  
*W. W. W. W. W.*  
.....  
Clerk

APPROVED

MAY 6 1968

*Russell J. Boyle*  
.....  
ACTING MAYOR

RESOLUTION  
OF THE  
CITY COUNCIL

PROVIDING FOR THE ASSESSMENT AND  
COLLECTION OF 1968 TAXES IN A  
SUM NOT LESS THAN \$30,500,000  
NOR MORE THAN \$37,500,000.

THE COMMITTEE ON

*Finance*  
Approves Passage of  
The Within Resolution

*4-26-68*  
*Walter J. [unclear]*  
*Chair*

*Recommend the Mayor and Directors, by request*

FILED  
APR 25 11 45 AM '68  
DEPT. OF CITY CLERK  
PROVIDENCE, R.I.

THE CITY OF PROVIDENCE  
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

# RESOLUTION OF THE CITY COUNCIL

No. 213

Approved May 6, 1968

RESOLVED, That the City Solicitor is hereby authorized and directed to seek the adoption of an act amending Chapter 489 of the Public Laws of 1923, as amended.

(For Draft of Act, see files of City Council)

IN CITY COUNCIL

MAY 2 - 1968

READ and PASSED

*Russell J. Boyle*  
President  
*William A. Deane*  
Clerk

APPROVED

MAY 6 1968

*Russell J. Boyle*

ACTING MAYOR

RESOLUTION  
OF THE  
CITY COUNCIL  
REQUESTING AMENDMENTS OF CHAPTER 489 OF THE PUBLIC LAWS OF RHODE ISLAND 1923, ENTITLED "AN ACT IN AMENDMENT OF AND IN ADDITION TO CHAPTER 489 OF THE PUBLIC LAWS OF 1923 ENTITLED 'AN ACT TO PROVIDE FOR THE RETIREMENT OF EMPLOYEES OF THE CITY OF PROVIDENCE', AS AMENDED."

IN CITY  
COUNCIL

APR 18 1968

FIRST READING  
REFERRED TO COMMITTEE ON

FINANCE  
*James L. Craft*  
CLERK

THE COMMITTEE ON

*James L. Craft*  
Approves Passage of  
The Within Resolution

*James L. Craft*  
4-26-68  
CLERK

*Councilman Mc Mully and Brothers, by request*

# State of Rhode Island, &c.

## IN GENERAL ASSEMBLY

JANUARY SESSION, A. D. 19 68

### AN ACT

IN AMENDMENT OF AND IN ADDITION TO CHAPTER 489 OF THE PUBLIC LAWS OF 1923 ENTITLED "AN ACT TO PROVIDE FOR THE RETIREMENT OF EMPLOYEES OF THE CITY OF PROVIDENCE", AS AMENDED.

*It is enacted by the General Assembly as follows:*

SECTION 1. Subdivision (11) of Section 1 of Chapter 489 of the Public Laws of 1923, as amended, is hereby amended to read as follows:

(11) "Final Compensation" shall mean the average annual compensation, pay or salary earnable by a member during the three successive years of his service as an employee, during which such average was the highest.

SEC. 2. Subdivision (2) of Section 3 of said Chapter 489 is hereby amended to read as follows:

(2) The membership of the Retirement Board shall consist of the Mayor, the Chairman of the Committee on Finance of the City Council, and the City Controller, ex officio, two members who shall not be officers or employees of the City, who shall be elected by the City Council, one Class A Employee elected by the members of said system who are Class A Employees, and one Class B Employee elected by the members of said system who are Class B Employees. The elections by the members shall be in accordance with such rules as the board shall adopt to govern such elections.

The regular terms of elected members shall be four (4) years, with the first term of the member elected by the members of the Retirement System beginning on the first Monday in October, 1954. The first term of the second member elected by the members of the Retirement System shall begin on the first Monday in October, 1968. Such member shall be a Class B employee if the incumbent is

a Class A employee. He shall be a Class A employee if the incumbent is a Class B employee. The Class B Employee elected by the members of the system shall be chosen for alternate four (4) year terms from among the members of the Fire Department and from among the members of the Police Department of the City. Should any vacancy occur among the elected members of the board, it shall be filled for the unexpired term in the manner provided for the original election.

The members of the Retirement Board shall serve without compensation.

SEC. 3. Subdivision (1) of Section 5 of said Chapter 489 is hereby amended to read as follows:

(1) The annuity savings fund shall be a fund in which shall be accumulated contributions from the compensation of members to provide for their annuities and their withdrawal allowances. Upon the basis of such tables as the Retirement Board shall adopt and regular interest, the actuary of the Retirement System shall determine for each Class A member the proportion of the compensation which, when deducted from each payment of his prospective earnable annual compensation prior to his eligibility for service retirement and accumulated at regular interest until his attainment of the minimum age of service retirement for his group, shall be computed to provide at that time an annuity equal to the pension provided on account of his service as a member. Such proportion of compensation shall be computed to remain constant. In the event that the provisions of this Chapter for the determination of the amount of the pension of a Class A Employee on account of his service as a member shall at any time be amended, the Retirement Board shall adopt, as of the effective date of such amendment, rates of contribution for Class A Employees computed on the basis of such amendment and such contribution rates shall apply to all members who become Class A Employees after said effective date at the age attained upon entrance into such Class.



No increase in percentage contribution rates shall be required of members who are so classified on said effective date, but any such member may elect prior to said date to contribute at the rate as so amended applicable to his age attained on said date and thereafter deductions shall be made from his compensation at such amended rate. The Retirement Board shall adopt as of April, 1951 for Employees in Class B a percentage contribution rate of five (5%) per centum, and thereafter deductions shall be made from the compensation of all members so classified at this rate, anything to the contrary in this chapter notwithstanding. The Retirement Board shall adopt as of October 1, 1968 for employees in Class B, a percentage contribution rate of eight (8%) per centum, and thereafter deductions shall be made from the compensation of all members so classified at this rate, anything to the contrary in this chapter notwithstanding. The proportion so computed for a member one year younger than the minimum retirement age for service retirement from his group shall be applied to any member who has attained a greater age before entrance into the Retirement System.

Notwithstanding the provisions of the foregoing paragraph of this subsection (1) of Section 5, the contribution rates applicable on September 30, 1968 shall continue in force for all Class A Employees who were then members of the Retirement System. They shall also apply to members enrolling on or after October 1, 1968, except that the Retirement Board may from time to time adopt for employees becoming members thereafter, new proportions of compensation to be determined as provided in the preceding paragraph.

The Retirement Board shall certify to the head of each department the proportion of earnable compensation of each member so computed, and the City Controller shall deduct such proportion from the compensation of each member on each and every payroll of such department for each

and every payroll period; but the City Controller shall not make any deductions for annuity purposes from the annual compensation of a member who elects not to contribute if he has attained the minimum retirement age in the case of a Class A Employee or if he has completed twenty (20) years of creditable service in the case of a Class B Employee. In determining the amount earnable by a member in a payroll period, the Retirement Board may consider the rate of annual compensation payable to such member on the first day of the payroll period as continuing throughout such payroll period and it may omit deductions from compensation for any period less than a full payroll period if an employee was not a member on the first day of the payroll period; and to facilitate the making of deductions it may modify the deduction required of any member by such an amount as shall not exceed one-tenth of one percentum of the annual compensation upon the basis of which said deduction is to be made.

The deductions provided for herein shall be made notwithstanding that the minimum compensation provided for by law for any member shall be reduced thereby. Every member shall be deemed to consent and agree to the deductions made and provided for herein and shall receipt for his full salary or compensation; and payment of salary or compensation less said deductions shall be a full and complete discharge and acquittance of all claims and demands whatsoever for the services rendered by such person during the period covered by such payment except as to the benefits provided under this act. Said amounts shall be deducted and when deducted shall be paid into said annuity savings fund, and shall be credited, together with regular interest, to an individual account of the member from whose compensation said deduction was made.

In addition to the contributions deducted from compensation hereinbefore provided, any member may re-deposit in the annuity savings fund by a single payment or by an increased rate of contribution an amount equal to the total amount which he withdrew previously therefrom as provided in this act, or any member may deposit therein by a single payment or by an increased rate of contribution an amount to be used to provide an additional

annuity. Such additional amounts so deposited shall become a part of his accumulated contributions except in the case of retirement, when they shall be treated as excess contributions returnable to the member in the same manner and form as his normal accumulated contributions. The accumulated contributions of a member, withdrawn by him or paid to his estate or to his designated beneficiary in the event of his death as provided in this act, shall be paid from the annuity savings fund. Upon retirement of a member, his accumulated contributions shall be transferred from the annuity savings fund to the annuity reserve fund.

Subject to such rules and regulations as the Retirement Board may provide, any member who has at least three (3) years of total service may borrow from his account in the annuity savings fund for the following purposes:

- (a) Medical expenses;
- (b) Dental expenses;
- (c) Hospital expenses;
- (d) Funeral expenses;
- (e) Down payment on the purchase of real estate; to be used in whole or in part as the member's home;
- (f) Purchase of prior service;
- (g) Such other purposes as the Retirement Board may approve.

The aggregate amount of loans outstanding to any member shall never exceed the lesser of the following amounts:

1. Fifty (50%) percentum of the amount of the member's accumulated contributions;
2. An amount, together with interest thereon, which can be repaid prior to the member's attainment of the minimum retirement age for service retirement from his group by additional deductions from his compensation not in excess of ten (10%) percentum of said compensation.

The rate of interest payable on the unpaid balance of such loans shall be fixed at the date of commencement of the loan at the rate established for the purpose from time to time by the Retirement Board. The principal amount, together with interest thereon, shall be repaid to the Retirement System in equal installments in such amounts as the Board shall approve, and shall be deducted from the compensation of the member at the same time and in the same manner as the member's contributions to the retirement system are deducted. Such installments shall be at least equal to five (5%) percentum of the member's compensation, and at least sufficient to repay the amount borrowed with interest thereon by the time the member attains the minimum retirement age for service retirement from his group.

All payments of principal and regular interest made by a borrowing member shall be credited to his account in the annuity savings fund. The excess of the interest paid by him over the regular interest creditable to the account of the member shall be credited to the pension accumulation fund.

The amount of any benefit which becomes payable under the provisions of this chapter shall be determined on the basis of the member's accumulated contributions less the outstanding balance of such loan, except that the annuity referred to in paragraphs (b) and (c) of subdivisions (2) and (4) of Section 9 shall be determined as if such loan had not been made.

SEC. 4. Paragraph (d) of Subdivision (3) of Section 5 of said Chapter 489 is hereby amended to read as follows:

(d) The total amount payable in each year to the pension accumulation fund shall be not less than the sum of the rates percentum known as the normal contribution rate and the deficiency contribution rate of the total compensation earnable by all members during the preceding fiscal year; provided, however, the sum of such rates percentum need not exceed the rate percentum of the earnable salary

of all members obtained by deducting from seventy (70%) percentum of the total liabilities of the pension accumulation fund the amount of the funds in hand to the credit of that fund and dividing the remainder by one (1%) percentum of the present value of the prospective future salaries of all members as computed on the basis of the mortality and service tables adopted by the Retirement Board and regular interest. The aggregate payment by the City into the pension accumulation fund shall be sufficient, when combined with the amount in the fund, to provide the pensions payable out of the fund during the year then current.

SEC. 5. Subdivision (5) of Section 8 of said Chapter 489 is hereby amended to read as follows:

(5) At retirement the total service credited a member shall consist of the service rendered by him as an employee since he last became a member and also if he has a prior service certificate which is in full force and effect, the service as an employee certified on his prior service certificate; provided, however, that service rendered after minimum retirement age shall not be considered as credited service unless the member has continued to make his required contributions after the attainment of such age. In no event shall the total service credited to a Class B Employee exceed 32 years and 6 months.

SEC. 6. Subdivision (1) of Section 9 of said Chapter 489 is hereby amended to read as follows:

(1) Retirement of a member on a service retirement allowance shall be made by the Retirement Board as follows:

(a) Each Class A member who has attained the age of sixty-five, and each Class A member who attains the age of sixty-five, shall be retired forthwith, or on the first day of the calendar month next succeeding that in which the

said member shall have attained the age of sixty-five years. Provided further that the foregoing retirement provisions shall not apply to officials elected by the people.

Any Class A member who on October 1, 1968 has attained the age of sixty-one years may continue in service for a period of five (5) years; but in no event after the first day of the calendar month next succeeding that in which he shall have attained the age of seventy years.

(b) Each Class B member who has attained the age of sixty, and each Class B member who attains the age of sixty, shall be retired forthwith, or on the first day of the calendar month next succeeding that in which the said member shall have attained the age of sixty years.

Any Class B member, who on October 1, 1968 has attained the age of fifty-six years may continue in service for a period of five (5) years; but in no event after the first day of the calendar month next succeeding that in which he shall have attained the age of sixty-five years.

(c) Any member may retire upon his written application to the Retirement Board setting forth at what time, not less than thirty (30) nor more than ninety (90) days subsequent to the execution and filing thereof, he desires to be retired, provided that the said member at the time so specified for his retirement shall have attained the minimum retirement age for his group and notwithstanding that, during such period of notification, he may have separated from service. The minimum ages for service retirement from the groups created by Section 7 of this act, shall be as follows:

GROUP NAME

1. Laborers, mechanics and workers engaged in duties requiring principally physical exertion..... 60
2. Clerical, administrative, professional and technical workers engaged in duties requiring principally mental exertion..... 60

3. Members of the teaching staff of the public schools of the City of Providence..... 60
4. Members of the Fire Department of the City of Providence ..... 58
5. Members of the Police Department of the City of Providence ..... 58

Notwithstanding the foregoing, as of the 1st day of April 1951, the Board shall re-classify the membership of Groups 1 and 2 as Class A Employees and the membership of Groups 4 and 5 as Class B Employees and the minimum retirement ages shall be as follows:

Class A Employees .....60 or the age at which  
30 years of service is  
completed if prior thereto.

Class B Employees .....55 or the age at which  
20 years of service is  
completed if prior thereto.

When the duties of a member so require, the Retirement Board may re-classify him in another class provided that no member having fifteen or more years of service creditable to him as a member of one class may be so re-classified.

SEC. 7. Subdivision (2) of Section 9 of said Chapter 489 is hereby amended to read as follows:

(2) Upon retirement for service a member shall receive a retirement allowance which shall consist of:

(a) An annuity which shall be the actuarial equivalent of his accumulated contributions at the time of his retirement; and

(b) If the member is a Class A Employee a pension which together with his normal annuity, exclusive of any excess annuity, shall be equal to one-fiftieth of his final compensation multiplied by the number of years of his total service credited including certified prior service

and in addition an excess annuity which shall be the actuarial equivalent of his accumulated excess contributions at the time of his retirement. In no event shall the pension of any member whose date of membership is prior to October 1, 1964 be less than it would have been had the provisions of this Paragraph (b) as in effect on September 30, 1964 continued without change to his date of retirement.

(c) If the member is a Class B Employee, a pension which together with his annuity shall be equal to one-fortieth of his final compensation multiplied by the first twenty years of his total service credited, and equal to one-fiftieth of his final compensation multiplied by the number of years of his total service credited in excess of twenty years; provided, however, that no Class B Employee shall receive a pension in excess of seventy-five (75%) percentum of his final compensation.

SEC. 8. Subdivision (4) of Section 9 of said Chapter 489 is hereby amended to read as follows:

(4) Upon retirement for ordinary disability a member shall receive a retirement allowance which shall consist of:

(a) An annuity which shall be the actuarial equivalent of his accumulated contributions at the time of his retirement; and

(b) If the member is a Class A Employee, a pension which together with his normal annuity, exclusive of any excess annuity, shall be equal to nine-tenths of one-fiftieth of his final compensation multiplied by the number of years of his total service credited, including certified prior service; no member retiring with less than 15 years of total service credited shall receive a benefit less than he would have received had he had fifteen years of total service credited, and in addition an excess annuity which shall be the actuarial equivalent of his accumulated excess contributions at the time of his retirement, with the exception,



however, that if a member did not enter the City service until after he had attained an age within fifteen years of the minimum service retirement age, he shall not receive an allowance greater than ninety (90%) percentum of the rate of allowance which he would have received had he remained in service until the minimum retirement age. In no event shall his pension be less than it would have been had the provisions of this Paragraph (b), as in effect on September 30, 1964, continued without change to his date of retirement.

(c) If the member is a Class B Employee, a pension which together with his normal annuity, exclusive of any excess annuity, shall be equal to nine-tenths of one-fortieth of his final compensation multiplied by the number of years of his total service credited; provided, however, that if the member has more than twenty years of service credited, the pension together with his normal annuity, exclusive of any excess annuity, shall be equal to nine-tenths of one-fiftieth of his final compensation multiplied by the number of years in excess of twenty years of his total service credited.

No member retiring with less than fifteen years of total service credited shall receive a benefit less than he would have received had he had fifteen years of total service credited and in addition an excess annuity which shall be the actuarial equivalent of his accumulated excess contributions at the time of his retirement, with the exception, however, that if a member did not enter the City service until after he had attained an age within fifteen years of the minimum service retirement age, he shall not receive an allowance greater than ninety (90%) percentum of the rate of allowance which he would have received had he remained in service until the minimum retirement age.

SEC. 9. Subdivision (5) of Section 9 of said Chapter 489 is hereby amended to read as follows:

(5) Medical examination of a member for accidental disability and investigation of all statements and certifications by him or in his behalf in connection therewith shall be made upon the application of the head of the department in which said member is employed, or upon the application of the member, or of a person acting in his behalf, stating that such member is physically or mentally incapacitated for the performance of service as a natural and proximate result of an accident, while in performance of duty, and certifying the definite time, place and conditions of such duty performed by said member resulting in such alleged disability and that such alleged disability is not the result of wilful negligence or misconduct on the part of said member and is not the result of age or length of service and that said member should, therefore, be retired. If a medical examination conducted by three physicians engaged by the Retirement Board and such investigation as the Retirement Board may desire to make shall show that said member is physically or mentally incapacitated for the performance of service as a natural and proximate result of an accident, while in the performance of duty, and that such disability is not the result of wilful negligence or misconduct on the part of said member and is not the result of age or length of service, and that such member should be retired, the physicians who conducted the examination shall so certify to the Retirement Board stating the time, place and condition of such service performed by said member resulting in such disability and the Retirement Board shall retire the said member for accidental disability. The application to accomplish such retirement must be filed within three years of the date of the accident, but the Retirement Board may, at the request of the applicant, defer action on such application in the event that the member can qualify for continued employment by the City notwithstanding his right to retirement. Any employee on October 1, 1968 who suffered an accident while in the performance of duty prior to October 1,

accident prior to October 1, 1969, but the retirement board may, at the request of the applicant, defer action on such application in the event that the member can qualify for continued employment by the city notwithstanding his right to retirement.

Sec. 10. The introductory paragraph of subdivision of (6) of Section 9 of said chapter 489 is hereby amended to read as follows:

(6) Upon retirement for accidental disability a member shall receive a service retirement allowance if on the date of his retirement he has attained age sixty-five, if a class A employee, or he has attained age sixty if a class B employee; otherwise he shall receive an accidental disability retirement allowance which shall consist of:

Sec. 11. Subdivision (6) of section 9 of said chapter 489 is hereby amended by adding a new paragraph (c) to read as follows:

(c) Upon the death of a member within five years after accidental disability retirement, provided that evidence shall be submitted to the retirement board proving that the death of such member was the natural and proximate result of an accident while in the performance of duty at some definite time and place, and that such death was not the result of wilful negligence on his part, and upon application by or in behalf of the dependents of such deceased member the retirement board shall grant a pension of one-half the final compensation of such member:

(1) to his widow, to continue during her widowhood; or

(2) if there be no widow, or if the widow dies or remarries before any child of such deceased member shall have attained the age of nineteen years, then to his child or children under said age, divided in such manner as the retirement board in its discretion shall determine, to continue as a joint and survivor pension of one-half of his final compensation until every such child dies or attains said age.

Sec. 12. Subdivision (7) of section 9 of said chapter 489 is hereby amended to read as follows:

(7) Once each year the retirement board may, and upon his application shall, require any disability pensioner under the minimum age for service retirement to undergo a medical examination, said examination to be made at the place of residence of said pensioner, or other place mutually agreed upon, by a physician or physicians engaged by the retirement board. If said examination indicates that said pensioner is able to engage in a gainful occupation, his name shall be placed on such appropriate lists of candidates as are prepared for appointment to position in his depart-

SEC. 12. Subdivision (7) of Section 9 of said Chapter 489 is hereby amended to read as follows:

(7) Once each year the Retirement Board may, and upon his application shall, require any disability pensioner under the minimum age for service retirement to undergo a medical examination, said examination to be made at the place of residence of said pensioner, or other place mutually agreed upon, by a physician or physicians engaged by the Retirement Board. If said examination indicates that said pensioner is able to engage in a gainful occupation, his name shall be placed on such appropriate lists of candidates as are prepared for appointment to position in his department for which he is stated to be qualified, of a salary grade not exceeding that from which he was last retired. Should said beneficiary be engaged in a gainful occupation or should he be offered service as a result of the placing of his name on such list of candidates, the Retirement Board shall adjust and from time to time re-adjust the amount of his disability pension to an amount which shall not exceed the rate of pension upon which he was originally retired, and which, when added to the amount then earnable by him, shall not exceed the amount of the salary or compensation which he currently would be receiving in the position from which he was last retired, if he had not been so retired, provided, however, that if the position from which he was so retired has been abolished, the Retirement Board, upon the basis of salary or compensation currently paid to persons in similar or comparable positions, shall determine, for the purposes of this subdivision, the amount of salary or compensation he currently would be receiving. Should any disability pensioners under the minimum age of retirement refuse to submit to one medical examination in any year by a physician or physicians

designated by the Retirement Board, his retirement allowance may be discontinued until his withdrawal of such refusal, and should his refusal continue for one year, all his rights in and to such pension may be revoked by the Retirement Board. A disability pensioner reinstated to active service shall be reinstated as a member and participate in the benefits of the Retirement System, but upon subsequent service retirement, shall, in respect to service rendered prior to such disability retirement, be paid the regular service retirement benefit.

SEC. 13. Subdivision (8) of Section 9 of said Chapter 489 is hereby amended to read as follows:

(8) Upon the accidental death of a member before retirement, provided that evidence shall be submitted to the Retirement Board proving that the death of such member was the natural and proximate result of an accident while in the performance of duty at some definite time and place, and that such death was not the result of wilful negligence on his part, his accumulated contributions shall be paid to his estate, or to such person having an insurable interest in his life as he shall have nominated by written designation, duly executed and filed with the Retirement Board, and upon application by or on behalf of the dependents of such deceased member the Retirement Board shall grant a pension of one-half the final compensation of such member:

- (a) to his widow, to continue during her widowhood; or
- (b) if there be no widow, or if the widow dies or remarries before any child of such deceased member shall have attained the age of nineteen years, then to his child or children under said age, divided in such manner as the Retirement Board in its discretion shall determine, to continue as a joint and survivor pension of one-half of his final compensation until every such child dies or attains said age; or

(c) if there be no widow or child under the age of nineteen years surviving such deceased member, then to his dependent father or mother, as the deceased member shall have nominated by written designation, duly acknowledged and filed with the Retirement Board; or if there be no such nomination, then to his dependent father or to his dependent mother, as the Retirement Board in its discretion shall direct, to continue for life.

SEC. 14. Subdivision (12) of Section 9 of said Chapter 489 is hereby amended by adding a new paragraph (c) to read as follows:

(c) Should a member who has attained minimum retirement age and who dies before retirement without having made an election under the provisions of the last paragraph of Section 10 hereof be survived by a spouse, such spouse shall be entitled, in lieu of the return of the member's accumulated contributions as provided under paragraph (b) of this subdivision (12), to a benefit determined in the same manner as it would have been determined had the member retired from service on the date of his death and made an effective election of a reduced retirement allowance in accordance with Option 2 under Section 10 hereof and nominated his spouse as his designated beneficiary.

SEC. 15. Subdivision (12) of Section 9 of said Chapter 489 is hereby amended by changing the present paragraph (c) to paragraph (d).

SEC. 16. Section 10 of said Chapter 489 is hereby amended to read as follows:

Sec. 10. OPTIONS. Until the first payment on account of a retirement allowance becomes normally due, any member may elect to convert the retirement allowance, otherwise payable on his account after retirement, into a retirement allowance of equivalent actuarial value of one of the optional forms named below. However, an election of an optional benefit shall not be effective until sixty days after the date of the filing of the election thereof with the Retirement Board, or until thirty days after the date upon which the first payment on account of his retirement allowance becomes normally due, which-

ever is the later, and should the member die before such election becomes effective, the benefits payable on his account shall be the same as though his election had not been filed and he had not been retired. Such optional retirement allowances shall be payable throughout life with the provisions that:

Option 1. If he dies before he has received in payments the present value of his retirement allowance as it was at the time of his retirement, the balance shall be paid to his legal representatives, or such person having an insurable interest in his life, as he, his wife, or his guardian so electing, shall nominate by written designation, duly acknowledged and filed with the Retirement Board.

Option 2. Upon his death, his lesser retirement allowance shall be continued throughout the life of and paid to such person having an insurable interest in his life, as he, his wife or his guardian so electing, shall nominate by written designation duly acknowledged and filed with the Retirement Board at the time of his retirement.

Option 3. Upon his death, one-half of his lesser retirement allowance shall be continued throughout the life of and paid to such person having an insurable interest in his life, as he, his wife, or his guardian so electing, shall nominate by written designation duly acknowledged and filed with the Retirement Board at the time of his retirement.

Option 4. Some other benefit or benefits shall be paid either to the beneficiary or to such person or persons as he, his wife, or his guardian, so electing, shall nominate provided such other benefit or benefits, together with such lesser retirement allowance shall be certified by the actuary of the Retirement System to be of equivalent actuarial value to his benefit and shall be approved by the Retirement Board.

2.2. Notwithstanding the foregoing provisions of this Section 10, any ~~unmarried~~ member who has attained minimum retirement age may elect,



2.2.

in accordance with Option 2, 3 or 4 above, a reduced retirement allowance with provision for benefits to a person having an insurable interest in his life, <sup>OTHER THAN HIS SPOUSE</sup> Such benefits shall be determined as of the date of his death or retirement, if prior thereto, in accordance with the provisions of the option selected and shall be in lieu of the return of the member's accumulated contributions as provided under paragraph (b) of subdivision (12) of section 9 hereof. In the event of death prior to retirement, the benefit payable to the designated beneficiary shall be determined in the same manner as it would have been determined had the member retired from service on the date of his death. However, such election of an optional benefit shall not be effective until sixty days after the date of the filing of the election thereof with the Retirement Board. After such election shall have become effective, it shall be irrevocable except in the event that the designated beneficiary predeceases the member prior to his retirement.

Any married member who prior to October 1, 1968 had made an election, naming his spouse as beneficiary, in accordance with the provisions of the preceding paragraph of this Section 10 may revoke such election at any time prior to the date of his actual retirement.

Sec. 17. Subdivision (10) of Section 8 of said Chapter 489 is hereby added to read as follows:

(10) Effective October 1, 1968, any employee or any elected official who was a member on April 1, 1968, and who had a period of continuous service of at least six months duration prior to his date of membership, may, by written notice filed with the Retirement Board prior to October 1, 1969, elect to pay into the annuity savings fund in such manner as shall be prescribed by said Board, an amount equal to all or a part of the deductions which would have been made had he been a member during such period of continuous service and contributed during such period of service as an employee, together with interest thereon from the beginning of said period to the date of payment. Service prior to the fifth day of January, 1925, shall not be included in such period of service. Upon such

payment, anything to the contrary notwithstanding, such amount shall become part of his accumulated contributions and the period of service on account of which such payment was made shall be added to his period of service since last becoming a member. The crediting of such service shall be both for the purpose of computing the amount of pension which may become payable under this act and for the purpose of determining such member's eligibility for the benefits payable hereunder, and the rights of any beneficiary claiming through him.

SEC. 18. Subdivision (11) of Section 8 of said Chapter 489 is hereby added to read as follows:

(11) Effective October 1, 1968, any person classified as a Class B Employee on April 1, 1968, and who had a period of service in excess of twenty years as of April 1, 1968, may, by written notice filed with the Retirement Board prior to October 1, 1969, elect to pay into the annuity savings fund in such manner as shall be prescribed by said Board an amount equal to three (3%) percentum of his compensation from the 21st through the 25th year of said member's service, and an amount equal to eight (8%) percentum of his compensation from the 26th year of service up to and including the 32nd year and 6th month of his service, with interest thereon from the beginning of said period to the date of payment. Service prior to the fifth day of January 1925 shall not be included in such period of service. Upon such payment, anything to the contrary notwithstanding, such amount shall become part of his accumulated contributions, and the period of service on account of which such payment was made shall be added to his period of service since last becoming a member. The crediting of such service shall be both for the purpose of computing the amount of pension which may become payable under this act and for the purpose of determining such member's eligibility for the benefits payable hereunder, and the rights of any beneficiary claiming through him.

SEC. 19. Subdivision (2) of Section 13 of said Chapter 489 is hereby amended to read as follows:

(2) Said retirement allowance shall be computed at the rate of ONE HUNDRED(\$100) DOLLARS per annum for each full year of service not in excess of twenty-five years as an elective official of said City of Providence from January 1, 1941 to September 30, 1968, and at the rate of ONE HUNDRED FIFTY (\$150) DOLLARS per annum for each full year of service not in excess of twenty-five years as an elective official of said City of Providence from October 1, 1968, and since any withdrawal of his contributions as provided in subdivision 6 of this section.

SEC. 20. Subdivision (6) of Section 13 of said Chapter 489 is hereby amended to read as follows:

(6) Each elective official of said City who is in office as of October 1, 1968 or who subsequent thereto becomes an elective official, shall contribute ONE HUNDRED FIFTY (\$150) DOLLARS per annum of his compensation toward the cost of the benefits provided hereunder. Such contributions with accumulated interest may be withdrawn at any time prior to the commencement of payments hereunder, provided that upon such withdrawal, all rights accrued under this section with respect to any service rendered prior to the date of such withdrawal shall terminate. Should a former elective official elect not to withdraw such contributions with interest as above provided, no interest shall be credited to his contributions after four years shall have elapsed since he ceased to be an elective official.

SEC. 21. This Act shall take effect upon its passage.