

City of Providence

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

CHAPTER 2018-51

No. 486 AN ORDINANCE AMENDING CHAPTER 17, "OFFICERS AND EMPLOYEES," SECTION 189, "BENEFITS PAYABLE," OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE

Approved October 25, 2018

Be it ordained by the City of Providence:

SECTION 1. The Code of Ordinances of the City of Providence, Chapter 17, "Officers and Employees," Section 189, "Benefits Payable," is hereby amended as follows:

Section 17-189. Benefits payable.

(a) Service retirement. Retirement of a member on a service retirement allowance shall be made by the retirement board as follows:

(1) Any member may retire upon his/her 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/she desires to be retired, provided that the said member at the time so specified for his/her retirement shall have attained the minimum age requirement for his/her class and notwithstanding that, during such period of notification, he/she may have separated from service. The minimum ages for service retirement for employees who became members on or before June 30, 1995 shall be as follows:

Class A employees: Fifty-five (55) or the age at which twenty-five (25) years of service is completed if prior thereto.

Class B employees: Fifty-five (55) or the age at which twenty (20) years of service is completed if prior thereto.

The minimum age for service retirement for employees who become members on or after July 1, 1995 shall be as follows:

Class A employees: Fifty-five (55) or the age at which thirty (30) years of service is completed if prior thereto.

Class B employees: Fifty-five (55) or the age at which twenty (20) years of service is completed if prior thereto.

(2) Notwithstanding anything herein to the contrary, the minimum age for service retirement for class B employees with less than (5) years of total service on the effective date of enactment of this amendment shall be fifty-five (55) or at the age at which twenty three (23) years of service.

The minimum age for service retirement for class A employees who become members on or after July 1, 2004 shall be sixty (60) years of age and have completed at least ten (10) years of total service or thirty (30) years of total service. For members that have attained age fifty-five (55) years of age and have completed at least ten (10) but not thirty (30) years of total service, the allowance on service retirement shall be reduced five-twelfths (5/12) percent per month for each month between retirement commencement and the age of sixty (60).

The minimum age for service retirement for class A employees who become members on or after July 1, 2009 shall be sixty-two (62) years of age and has completed at least ten (10) years of total service or thirty (30) years of total service. For members that have attained age fifty-five (55) years of age and have completed at least ten (10) but not thirty (30) years of total service, the allowance on service retirement shall be reduced five-twelfths (5/12) percent per month for each month between retirement commencement and the age of sixty-two (62).

This subsection (1)(b) shall not apply to members who vested with ten (10) years or more of contributing service as of June 25, 2009.

(3) Each Class B member who is a member of the police department and who has attained the age of sixty three (63) and each class B member who is a member of the police department and who attains the age of sixty-three (63), shall be retired forthwith, or on the first day of the calendar month next succeeding that in which the member shall have attained the age of sixty-three (63) years, unless said individual holds the rank of Police Chief, Deputy Police Chief, or Police Major at the time he/she has attained, or attains the age of sixty seven (67) years.

Each Class B member who is a member of the fire department and who has attained the age of sixty (60) and each class B member who is a member of the fire department and who attains the age of sixty (60), shall be retired forthwith, or on the first day of the calendar month next succession that in which the member shall have attained the age of sixty (60) years, unless said class B member of the fire department holds the rank of Fire Chief of Department at the time he/she has attained, or attains, the age of sixty-seven (67) years.

SECTION 2. This Ordinance shall take effect upon passage.

IN CITY COUNCIL

OCT 04 2018
FIRST READING
READ AND PASSED

Low L. Dyer
CLERK

IN CITY
COUNCIL

OCT 18 2018
FINAL READING
READ AND PASSED

David S. Johnson
PRESIDENT
Low L. Dyer
CLERK

I HEREBY APPROVE.

[Signature]
Mayor
Date: 10/25/18