

**City of Providence**  
STATE OF RHODE ISLAND

**CHAPTER 2023-9**

**No. 234 AN ORDINANCE AMENDING CHAPTER 17 "OFFICERS AND EMPLOYEES", SECTION 17-8 "RESTRICTION ON EMPLOYMENT OF PERSONS DRAWING CITY PENSION" OF THE PROVIDENCE CODE OF ORDINANCES**

Approved May 22, 2023

*Be it ordained by the City of Providence:*

Section 1. Chapter 17, "Officers and Employees", Section 17-8 "Restriction on Employment of Persons Drawing City Pension" is hereby amended as follows:

**Sec. 17 - 8 - Restriction on Employment of Persons Drawing City Pension**

- (a) No person receiving a pension from the city or from any pension fund to which the city contributes, shall be regularly employed in or by any department of the city, with pay or compensation for his work or services payable from the city treasury, unless he/she first shall waive in writing his/her right to receive such pension or part thereof accruing for or during the period of such employment, and shall file such waiver or a copy thereof in the office of the city controller, provided, however;
- i. any member who has retired may be re-employed by the city for a period of not more than seventy-five (75) working days or one hundred fifty (150) half-days with half-day pay in any one (1) calendar year without any forfeiture of or reduction of any retirement benefits and allowances said member is receiving or may receive as a retired worker; and
  - ii. any retired member of the Providence Police Department who is deemed eligible pursuant to the Police Department's Policy and the Collective Bargaining Agreement by and between the city and the Fraternal Order of Police, Lodge #3 to be re-employed by the city to work construction details and/or special event details, may be re-employed by the city for such purpose for a period of not more than one hundred fifty (150) working days or three hundred (300) half-days with half-day pay in any one (1) calendar year without any forfeiture of or reduction of any retirement benefits and allowances said member is receiving or may receive as a retired worker.

Pension payments shall be suspended whenever either of these periods are exceeded. No additional contributions shall be taken and no additional service credits shall be granted for this service.

- (b) In the event that a member returns to full time active service while the member's pension payments are suspended, upon cessation of service, and after proper notification to the retirement board, the member will receive retirement benefits based upon the member's total accrued service reduced by the amounts already received. Said amount shall not be reduced to an amount less than what the accrued service benefit had been provided to the member.

Notice of such employment shall be sent monthly to the retirement board by the employer and by the retired worker.

Section 3. Upon passage, this Ordinance shall be deemed effective as of January 1, 2022.

**MAY 04 2023**  
FIRST READING  
READ AND PASSED

**IN CITY COUNCIL**  
**MAY 18 2023**  
FINAL READING  
READ AND PASSED

*Rachel*  
RACHEL MILLER, PRESIDENT  
*Jina L. Mastrocanni*  
CLERK

I HEREBY APPROVE.

*Butt P. Smith*  
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Mayor

Date: *5/22/2023*