

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act for the relief of Richard Hitt and Charles P. Jarrett.*

3 [S 1458]

4 Approved

5 Whereas, Richard Hitt served in the City of Fredericksburg Sheriff's Office for a total of 14 years,  
6 six months and the Spotsylvania County Sheriff's Office for 1 year, six months, thereby having 16 years  
7 of hazardous duty service, and was a member of the Virginia Retirement System as a result of such  
8 service; and

9 Whereas, Charles P. Jarrett served in the Spotsylvania County Sheriff's Office for 15 years and  
10 purchased one year and seven months of hazardous duty service from Stafford County, seven months of  
11 hazardous duty service from Central Virginia Jail and six months of hazardous duty service from the  
12 Northern Neck Jail for a total of 17 years, eight months of hazardous duty service, and was a member  
13 of the Virginia Retirement System as a result of such service; and

14 Whereas, Mr. Hitt and Mr. Jarrett each purchased an additional four years of service credit with the  
15 Virginia Retirement System for his active duty military service; and

16 Whereas, at the time of purchase each was led to believe that the four years of active duty military  
17 service would be certified as hazardous duty service with the Virginia Retirement System; and

18 Whereas, when Mr. Hitt was two weeks away from his original retirement date, he was informed by  
19 letter from the Virginia Retirement System that his active duty military service would not be certified as  
20 hazardous duty service; and

21 Whereas, when Mr. Jarrett retired effective December 1, 2010, he was informed by letter from the  
22 Virginia Retirement System that his active duty military service was not certified as hazardous duty  
23 service; and

24 Whereas, during pre-retirement counseling, the Virginia Retirement System may have failed to make  
25 the human resource representatives in the City of Fredericksburg (for Mr. Hitt) and Spotsylvania County  
26 (for Mr. Jarrett) aware that active duty military service could not be certified as hazardous duty service;  
27 and

28 Whereas, by the time the inaccurate advice was discovered, Mr. Hitt had already submitted his  
29 application to retire, and the City of Fredericksburg Sheriff's Office had already hired and trained his  
30 replacement, Mr. Jarrett had already retired from Spotsylvania County, and neither Mr. Hitt nor Mr.  
31 Jarrett had a job to which he could return and remedy the situation and qualify for the hazardous duty  
32 retirement supplement described in subsection B of § 51.1-206; and

33 Whereas, neither Mr. Hitt nor Mr. Jarrett has any other means to obtain adequate relief except by  
34 action of this body; now, therefore,

35 **Be it enacted by the General Assembly of Virginia:**

36 1. § 1. Upon execution of a release of all claims each may have against the Commonwealth or any  
37 agency, instrumentality, officer, employee, or political subdivision in connection with the aforesaid  
38 occurrences, and notwithstanding any other provision of law, the Virginia Retirement System is  
39 authorized to pay the allowance described in subsection B of § 51.1-206 of the Code of Virginia (i) to  
40 Richard Hitt effective with his revised retirement date of February 1, 2011, and (ii) to Charles P.  
41 Jarrett effective with his retirement date of December 1, 2010.