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SENATE BILL NO. 617

Offered January 13, 2016

A BILL to amend and reenact § 51.1-212, as it is currently effective and as it shall become effective, of the Code of Virginia, relating to Virginia Law Officers' Retirement System; certain members of the enforcement division of the Department of Motor Vehicles.

Patron—McDougle

Referred to Committee on Finance

Be it enacted by the General Assembly of Virginia:

1. That § 51.1-212, as it is currently effective and as it shall become effective, of the Code of Virginia is amended and reenacted as follows:

§ 51.1-212. (Effective until July 1, 2018) Definitions.

As used in this chapter, unless the context requires a different meaning:

"Employee" means any (i) member of the Capitol Police Force as described in § 30-34.2:1, (ii) campus police officer appointed under the provisions of Chapter 17 (§ 23-232 et seq.) of Title 23, (iii) conservation police officer in the Department of Game and Inland Fisheries appointed under the provisions of Chapter 2 (§ 29.1-200 et seq.) of Title 29.1, (iv) special agent of the Department of Alcoholic Beverage Control appointed under the provisions of Chapter 1 (§ 4.1-100 et seq.), (v) law-enforcement officer employed by the Virginia Marine Resources Commission as described in § 9.1-101, (vi) correctional officer as the term is defined in § 53.1-1, and including correctional officers employed at a juvenile correction facility as the term is defined in § 66-25.3, (vii) any parole officer appointed pursuant to § 53.1-143, and (viii) any commercial vehicle enforcement officer employed by the Department of State Police.

The term "employee" also includes any full-time sworn member of the enforcement division of the Department of Motor Vehicles vested with the power of sheriffs for the purpose of enforcing laws of the Commonwealth pursuant to § 46.2-217. Such employee of the Department of Motor Vehicles shall accrue the applicable retirement benefits under this chapter only for creditable service under this chapter on or after July 1, 2016. In addition, such employee shall not be eligible to retire under this chapter unless he has five or more years of creditable service (a) as a member of the retirement system established under this chapter, (b) as a member of the retirement system established under Chapter 2 (§ 51.1-200), or (c) while earning the benefits permitted by § 51.1-138.

"Member" means any person included in the membership of the Retirement System as provided in this chapter.

"Normal retirement date" means a member's sixtieth birthday.

"Retirement System" means the Virginia Law Officers' Retirement System.

§ 51.1-212. (Effective July 1, 2018) Definitions.

As used in this chapter, unless the context requires a different meaning:

"Employee" means any (i) member of the Capitol Police Force as described in § 30-34.2:1, (ii) campus police officer appointed under the provisions of Chapter 17 (§ 23-232 et seq.) of Title 23, (iii) conservation police officer in the Department of Game and Inland Fisheries appointed under the provisions of Chapter 2 (§ 29.1-200 et seq.) of Title 29.1, (iv) special agent of the Virginia Alcoholic Beverage Control Authority appointed under the provisions of Chapter 1 (§ 4.1-100 et seq.) of Title 4.1, (v) law-enforcement officer employed by the Virginia Marine Resources Commission as described in § 9.1-101, (vi) correctional officer as the term is defined in § 53.1-1, and including correctional officers employed at a juvenile correction facility as the term is defined in § 66-25.3, (vii) any parole officer appointed pursuant to § 53.1-143, and (viii) any commercial vehicle enforcement officer employed by the Department of State Police.

The term "employee" also includes any full-time sworn member of the enforcement division of the Department of Motor Vehicles vested with the power of sheriffs for the purpose of enforcing laws of the Commonwealth pursuant to § 46.2-217. Such employee of the Department of Motor Vehicles shall accrue the applicable retirement benefits under this chapter only for creditable service under this chapter on or after July 1, 2016. In addition, such employee shall not be eligible to retire under this chapter unless he has five or more years of creditable service (a) as a member of the retirement system established under this chapter, (b) as a member of the retirement system established under Chapter 2 (§ 51.1-200), or (c) while earning the benefits permitted by § 51.1-138.

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