

## Virginia Retirement System 2011 Fiscal Impact Statement

**1. Bill Number:** HB2095

<b>House of Origin</b>	<input type="checkbox"/>	Introduced	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Engrossed
<b>Second House</b>	<input type="checkbox"/>	In Committee	<input type="checkbox"/>	Substitute	X	Enrolled

**2. Patron:** Jones

**3. Committee:** Appropriations

**4. Title:** Virginia Retirement System; loss of benefits for certain felony convictions.

**5. Summary:** Virginia Retirement System; loss of benefits for certain felony convictions. Provides that a member of any of the retirement programs administered by the Virginia Retirement System forfeits his retirement benefits if it is determined that he has been convicted of a felony that arose out of misconduct in any position covered under the retirement programs administered by the Virginia Retirement System.

**6. Budget Amendment Necessary:** No

**7. Fiscal Impact Estimates:** There is no fiscal impact.

**8. Fiscal Implications:** None

**9. Specific Agency or Political Subdivisions Affected:** VRS, state agencies and VRS participating employers

**10. Technical Amendment Necessary:** No

**11. Other Comments:**

- Precludes a VRS member or retiree from receiving any form of benefits from VRS if a persons's employer determines that a felony arose from his misconduct while serving in his position on or after July 1, 2011.
- Clarifies that the identity of the employer for constitutional officers in the context of this legislation is the governing body of any locality served by the constitutional officer.
- The employer's determination is appealable to the circuit court. A decision by the circuit court shall be final.
- Clarifies that any service credit lost under the statute may not be purchased at a later time.

- Removes the existing statutory language regarding loss of benefits to reduce ambiguity and the chance of confusion or misapplication.

**Date:** 03.02.2011

**Document:** HB2095ER.DOC