

2015 -- H 5172

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2015

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A N A C T

RELATING TO TOWNS AND CITIES - MUNICIPAL RETIREMENT CONTRIBUTIONS

Introduced By: Representatives Hull, Malik, Johnston, Messier, and Carnevale

Date Introduced: January 21, 2015

Referred To: House Municipal Government

It is enacted by the General Assembly as follows:

1           SECTION 1. Section 45-65-7 of the General Laws in Chapter 45-65 entitled "Retirement  
2 Security Act for Locally Administered Pension Funds" is hereby amended to read as follows:

3           **45-65-7. Failure to comply.** -- ~~(a)~~ (a) With respect to any municipality that fails to  
4 comply with the requirements of this chapter within the prescribed time, the general treasurer is  
5 authorized to withhold moneys due to the municipality from the state for any purpose other than  
6 education, including, but not limited to, municipal aid and other aid provided under §§ 45-13-5.1,  
7 45-13-12, 44-34.1-2, 44-13-13, 44-18-18.1, 44-18-36.1(b) and 42-63.1-3.

8           (b) Notwithstanding any provision of any general or public laws to the contrary, in the  
9 event that a municipality reports a budgetary surplus of funds at the end of its fiscal year, but has  
10 not made its timely and legally required contribution to any locally administered pension, then in  
11 such event the municipality shall contribute that amount of its surplus funds necessary to meet its  
12 legally required pension fund obligations. If the municipality has failed to make its timely  
13 required contributions to more than one of its locally administered pension funds, then the  
14 municipality's surplus shall be proportionately contributed to each needy pension fund.

15           SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
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1           This act would require municipalities that fail to make required contributions to their  
2 locally administered pension funds, to use any budget surplus they may have to make up for their  
3 delinquent contributions.

4           This act would take effect upon passage.

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