

BEFORE THE BOARD OF TRUSTEES
OF THE FIRE AND POLICE DISABILITY AND RETIREMENT FUND

RESOLUTION NO. 238

Resolution providing a policy for ^{ff} police officers transferring to the City Police Bureau as a result of annexation, consolidation or intergovernmental agreement.

WHEREAS, ORS 236.610 to ^{Fire # or} ORS 236.650 authorizes public employees whose duties have been assumed by another public employer, as a result of annexation, consolidation or agreement, to transfer to the service of the public employer who has assumed such duties, and

WHEREAS, ORS 236.620(2) authorizes such public employees to elect to continue under the retirement system in which they had been participating or to participate in the retirement system available to the employees of the transferee employer, and

WHEREAS, transferring employees should be afforded an opportunity to join the Portland plan on reasonable terms, should they choose, and

WHEREAS, the Board seeks to prevent and prohibit the availability of pension benefits from both PERS and the Portland plan for identical years of service,

NOW, THEREFORE, BE IT RESOLVED that the prohibition against acquiring prior service credits adopted by the Board on June 12, 1984 is amended as follows:

1. Police officers transferring to the City of Portland as a consequence of annexation, consolidation or intergovernmental agreement will be afforded an opportunity within 30 days of such transfer to elect to remain with PERS or transfer to the Portland plan.
2. "Active service" in the Fire and Police Disability, Retirement and Death Benefit Plan:

A transferee who becomes a member of the Fire and Police Disability Retirement and Death Benefit Plan may purchase a period of "active service" equivalent to the amount of prior service time the member had with the Multnomah County Sheriff's Office prior to the transfer, by paying to the Fire and Police Disability and Retirement Fund an amount equal to that which would have been contributed by the member if he or she had served in the Bureau of Police during the same time period, provided that said employee first withdraws all employee contributions from PERS and terminates participation in that plan. The payment for the

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purchase of such active service must be made to the Fund within 120 days from the date the transfer to City employment takes place. The transferee may not elect to purchase less than the full amount of prior service time to which he or she is entitled. If the transferee elects not to purchase credit for his or her prior service, then the transferee's active service time for purposes of the Fire and Police Disability, Retirement and Death Benefit Plan shall commence on the date of transfer to City employment.