

SENATE BILL No. 627

November 21, 1991, Introduced by Senators DUNASKISS and BERRYMAN and referred to the Committee on Mental Health, Human Resources, and Senior Citizens.

A bill to amend section 14c of Act No. 198 of the Public Acts of 1951, entitled as amended "Judges' retirement act," as amended by Act No. 208 of the Public Acts of 1984, being section 38.814c of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 14c of Act No. 198 of the Public Acts of
2 1951, as amended by Act No. 208 of the Public Acts of 1984, being
3 section 38.814c of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 14c. (1) All duly elected or appointed judges of the
6 probate court, the district court, the recorder's court of the
7 city of Detroit, or the circuit court who are not exempt from
8 section 14a and who have not filed a written notice not to
9 participate under the provisions of section 14a shall convert the

1 balance of the state salary standardization payment annually
2 prescribed by law but which when added to \$2,250.00 will not
3 exceed 40% of the difference between the state base salary and
4 the maximum total salary for any state fiscal year beginning
5 after September 30, 1982 and payable to the county, city, or dis-
6 trict control unit ~~which~~ THAT pays the judge's supplemental
7 salary, as an addition to the judge's state base salary for pur-
8 poses of computation of retirement benefits unless before April
9 1, 1983, or within 30 days from taking office, or within 30 days
10 after an election made pursuant to section 14a(2), whichever is
11 later, a written notice not to participate in the provisions of
12 this section is filed with the board. In the absence of a writ-
13 ten notice not to participate in the provisions of this section,
14 the final average compensation figure used to calculate the
15 judge's combined county, city, or district control unit pension
16 shall be reduced by the amount of the state salary standardiza-
17 tion payment described in this subsection.

18 (2) Each judge of the district court, the recorder's court
19 of the city of Detroit, or the circuit court who made an election
20 to convert \$2,250.00 of the state salary standardization payment
21 pursuant to section 14a(2) and who converted the balance of the
22 salary standardization payment pursuant to subsection (1) shall
23 pay into the annuity savings fund an amount equal to the amount
24 the contributions would have been if the judge had elected to
25 convert the balance of the salary standardization payment effec-
26 tive April 1, 1983, including the increase in contribution on
27 state base salary required under section 20(2)(c), plus interest

1 as determined by the board but not less than the assumed
2 actuarial rate nor more than the average earnings rate of return
3 on the retirement fund during the period the judge would have
4 otherwise contributed. Payment shall be made not later than ~~120~~
5 ~~days after the effective date of this subsection~~ JULY 1, 1992.
6 However, the payment ~~will~~ SHALL not be accepted unless the
7 judge provides certification that his or her compensation
8 reported to a local government retirement plan during the same
9 period of time, if any, shall be reduced by a like amount.

10 (3) This section ~~shall~~ DOES not apply to a member who is a
11 judge of the district court in the thirty-sixth district or a
12 probate judge serving in a single county of less than 15,000
13 population.

14 (4) For purposes of subsection (1), the state base salary of
15 a probate judge means an amount equal to the salary paid by the
16 state to a judge of the district court.

17 Section 2. This amendatory act shall take effect January 1,
18 1992.