

# HOUSE BILL No. 4802

June 23, 2011, Introduced by Rep. Geiss and referred to the Committee on Local, Intergovernmental, and Regional Affairs.

A bill to amend 1909 PA 279, entitled  
"The home rule city act,"  
(MCL 117.1 to 117.38) by adding section 4p.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 4P. A CITY THAT HAS A SYSTEM OF PENSION BENEFITS FOR  
2 MEMBERS WHO RETIRE WITH YEARS OF SERVICE AS A POLICE OFFICER OR  
3 FIRE FIGHTER WITH THAT CITY IS SUBJECT TO THIS SECTION. FOR A  
4 MEMBER OF A PENSION SYSTEM DESCRIBED IN THIS SECTION WHO BECOMES A  
5 MEMBER OF THAT SYSTEM ON AND AFTER JANUARY 1, 2012, HIS OR HER  
6 PENSION CALCULATED UNDER THAT SYSTEM SHALL NOT EXCEED 55% OF THE  
7 MEMBER'S BASE PAY. IF A COLLECTIVE BARGAINING AGREEMENT THAT  
8 REQUIRES A PENSION GREATER THAN 55% OF THE MEMBER'S BASE PAY IS IN  
9 EFFECT ON JANUARY 1, 2012, THEN THE PENSION OF A MEMBER SUBJECT TO  
10 THE COLLECTIVE BARGAINING AGREEMENT SHALL BE ADMINISTERED IN

1 ACCORDANCE WITH THE TERMS OF THE COLLECTIVE BARGAINING AGREEMENT  
2 UNTIL THE AGREEMENT EXPIRES OR IS RENEGOTIATED. AS USED IN THIS  
3 SECTION, "BASE PAY" MEANS THE HOURLY PAY RATE OF THE MEMBER UP TO  
4 40 HOURS PER WEEK AND 52 WEEKS PER YEAR. BASE PAY SHALL NOT INCLUDE  
5 ANY OF THE FOLLOWING:

- 6 (A) OVERTIME PAY.
- 7 (B) ACCRUED SICK LEAVE OR ACCRUED VACATION TIME.
- 8 (C) BONUS PAY.
- 9 (D) THE COST OF HEALTH INSURANCE OR OTHER FRINGE BENEFITS.
- 10 (E) ONE-TIME LUMP-SUM PAYMENTS.