

**Introduced by Committee on Public Employment and Retirement  
(Senators Negrete McLeod (Chair), Gaines, Padilla, Vargas, and  
Walters)**

February 2, 2012

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An act to amend Section 22508.5 of the Education Code, relating to the State Teachers' Retirement System.

LEGISLATIVE COUNSEL'S DIGEST

SB 995, as introduced, Committee on Public Employment and Retirement. State Teachers' Retirement System.

Existing law, the Teachers' Retirement Law, provides that any person who is a member of the Defined Benefit Program of the State Teachers' Retirement Plan employed by a community college district who subsequently is employed by the Board of Governors of the California Community Colleges to perform duties that are subject to membership in a different public retirement system, shall be excluded from membership in that different system if he or she elects, as specified.

This bill would make a technical, nonsubstantive change to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 22508.5 of the Education Code is
- 2 amended to read:
- 3 22508.5. (a) ~~Any~~ Every person who is a member of the Defined
- 4 Benefit Program of the State Teachers' Retirement Plan employed
- 5 by a community college district who subsequently is employed by

1 the Board of Governors of the California Community Colleges to  
2 perform duties that are subject to membership in a different public  
3 retirement system, shall be excluded from membership in that  
4 different system if he or she elects, in writing, and files that election  
5 in the office of the State Teachers' Retirement System within 60  
6 days after the person's entry into the new position, to continue as  
7 a member of the Defined Benefit Program. Only a person who has  
8 achieved plan vesting is eligible to elect to continue as a member  
9 of the program.

10 (b) A member of the Public Employees' Retirement System  
11 who is employed by the Board of Governors of the California  
12 Community Colleges who subsequently is employed by a  
13 community college district to perform creditable service subject  
14 to coverage under the Defined Benefit Program, may elect to have  
15 that service subject to coverage by the Public Employees'  
16 Retirement System and excluded from coverage under the Defined  
17 Benefit Program pursuant to Section 20309 of the Government  
18 Code.

19 (c) This section shall apply to changes in employment effective  
20 on or after January 1, 1998.