



# STATE OF CONNECTICUT

BOARD OF TRUSTEES

FOR THE STATE COLLEGES

P. O. BOX 2008

NEW BRITAIN, CONNECTICUT 06050

TEL. NEW BRITAIN: 203-229-1607

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## RESOLUTION

concerning

PROPOSED STATUTORY CHANGES RELATIVE TO RETIREMENT

CREDIT FOR TEN-MONTH INSTRUCTIONAL FACULTY

January 9, 1976

- WHEREAS, The General Statutes presently make no clearly defined provision for the accumulation of retirement credit by ten-month instructional faculty who are members of the State Employees' Retirement System, and
- WHEREAS, Problems arising from this lack of clarity are greatly magnified by procedural changes necessary for compliance with the provisions of subsection (b) of Section 3-119 of the General Statutes, and
- WHEREAS, The Board of Trustees for State Colleges desires that ten-month instructional faculty should retain their present benefit of twelve months of retirement credit for completion of each two hundred and seventeen (217) day period of obligation or for a proportional amount of credit for any lesser period, and
- WHEREAS, The Trustees believe that this objective can best be attained through cooperation with the State Retirement Commission and its staff, be it
- RESOLVED, That the proposed statutory changes, as set forth in the addendum to this resolution, be transmitted to the State Retirement Commission with the request that they be reviewed for comments and suggestions and with the further request that the Commission lend its support to the Trustees in this effort.

A Certified True Copy:

  
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 James A. Frost  
 Executive Secretary

**Interdepartment Message**

SAVE TIME: *Handwritten messages are acceptable.*  
 Use carbon if you really need a copy. If typewritten, ignore faint lines.

201 REV. 3/73 STATE OF CONNECTICUT

<b>To</b>	NAME	HENRY J. RIGNEY	TITLE	CHIEF, RETIREMENT DIVISION	DATE	JANUARY 13, 1976
	AGENCY	OFFICE OF THE COMPTROLLER	ADDRESS	30 TRINITY ST., HARTFORD, CONN.		
<b>From</b>	NAME	ARNOLD W. BOYNTON	TITLE	ASSOCIATE FOR FISCAL AFFAIRS	TELEPHONE	566-7373
	AGENCY	BOARD OF TRUSTEES-STATE COLLEGES	ADDRESS	P.O. BOX 2008, NEW BRITAIN, CONN. 06050		

SUBJECT

Retirement Credit, Ten-month Instructional Faculty

As a result of the several conversations we have had concerning the above-stated subject, the following material was developed. It then was considered by appropriate administrative officers of the State College System and was approved by the Board of Trustees for transmission to the State Retirement Commission.

In order that the ten-month instructional faculty of the State Colleges, at the time of retirement, may terminate under similar procedures and receive benefits comparable to those of other employees, the Board of Trustees for State Colleges is suggesting the following statutory changes.

There should be added to subsection (m) of Section 5-154 an item somewhat as follows:

"State service" includes the full period of time, as required by subsection (b) of Section 3-119, over which salaries are scheduled to be paid to full-time permanent employees who are employed on less than a twelve-month basis.

This change is intended to affirm a long-standing policy of the State Retirement Commission which provides twelve months of retirement credit to any employee who is required to work nine or ten months as a year's assignment and to relate such retirement credit to the period over which salaries are scheduled to be paid in compliance with the provisions of subsection (b) of Section 3-119.

Section 5-252 should be extended to read as follows:

Any state employee leaving state service shall receive a lump sum payment for accrued vacation time as prescribed under rules and regulations to be promulgated by the personnel policy board. Any state employee who is paid under the provisions of subsection (b) of Section 3-119, when leaving state service, shall receive a lump sum payment equivalent to the amount of his unpaid earnings at the date of termination.

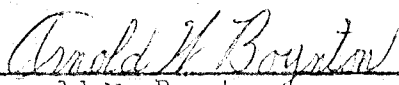
This change is intended to set up a parallel provision for lump sum payment at termination to employees who are subject to the requirements of subsection (b) of Section 3-119.

Subsection (b)(added by Public Act No. 75-510) of Section 3-119 should be extended to read about as follows:

Salaries of full-time permanent employees who are employed on a less than twelve-month basis shall be prorated and paid bi-weekly on a twelve-month basis, except at termination of state service, at which time any such employee shall receive a lump sum payment for all earnings for which payment has not been received.

This change is intended to make the requirements of subsection (b) of Section 3-119 consistent with the requirements of Section 5-252.

Enclosed is a copy of a resolution passed by the Board of Trustees on January 9, 1976. It would be appreciated if, as noted therein, you would review these proposed changes and advise this office regarding any comments and suggestions, and, further, if you would bring these proposals to the attention of the State Retirement Commission together with the Trustee's request for the support of the Commission.

  
Arnold W. Boynton  
Associate for Fiscal Affairs

AWB:pm  
encl.

cc: J. Edward Caldwell, State Comptroller

Proposed material to be incorporated into letter to Henry J. Rigney,  
Chief, Retirement Division

Subject: Retirement Credit, Ten-month Instructional Faculty

In order that the ten-month instructional faculty of the State Colleges may, at the time of retirement, receive their full twelve months of credit on a basis comparable to that provided for other employees who retire with accrued vacation time, we are suggesting the following statutory changes for your reaction.

There should be added to subsection (m) of Section 5-154 an item somewhat as follows:

"State service" includes the full period of time, as required by subsection (b) of Section 3-119, over which salaries are scheduled to be paid to full-time permanent employees who are employed on less than a twelve-month basis.

Section 5-252 should be extended to read as follows:

Any state employee leaving state service shall receive a lump sum payment for accrued vacation time as prescribed under rules and regulations to be promulgated by the personnel policy board. Any state employee who is paid under the provisions of subsection (b) of Section 3-119, when leaving state service, shall receive a lump sum payment equivalent to the amount of his unpaid earnings at the date of termination.

Subsection (b) (added by Public Act No. 75-510) of Section 3-119 should be extended to read about as follows:

Salaries of full-time permanent employees who are employed on a less than twelve-month basis shall be prorated and paid bi-weekly on a twelve-month basis, except at termination of state service, at which time any such employee shall receive a lump sum payment for all earnings for which payment has not been received.

Your comments and suggestions will be appreciated.

CO - 1/6/76

(k) "Social security agreement" means the agreement between the state and the secretary of health, education and welfare, as modified from time to time, entered into under the terms of section 218 of the Social Security Act;

(l) "State employee" means a person in state service, either appointive or elective;

(m) "State service" is service with the state, either appointive or elective, for which a salary is paid, subject to the following rules: (1) "State service" includes time lost from state service because of a disability incurred in the performance of state service; (2) "state service" includes service before September 1, 1939, of a member who began to make his retirement contributions before September 1, 1941, and has made contributions for all his salary received from September 1, 1939, to his retirement date; (3) "state service" includes service as an employee of the general assembly or either branch thereof, or of any officer or committee thereof; (4) "state service" excludes any month of otherwise eligible service on or after September 1, 1939, for which the full required retirement contribution, including any required interest thereon, has not been made by or for the member; (5) "state service" excludes all periods of otherwise eligible service before the date on which a member elects to receive a return of his retirement contributions, unless the member has thereafter returned such contributions with interest, as provided in section 5-167(a); (6) "State service" includes a period equivalent to accrued vacation time for which payment is made under section 5-252;

(n) "Year of state service" means any period of twelve consecutive calendar months of state service, but no month shall be counted in more than one such year.

(o) "Actuarial reserve basis" means a basis under which the liabilities of the retirement system are determined using actuarial assumptions, tables and methods and under which assets are accumulated under a program designed to achieve a balance between the accumulated assets and the liabilities of the system;

(p) "Funding" means the accumulation of assets in advance of the payment of retirement allowances in accordance with a definite actuarial program;

(q) "Normal cost" means the amount of contribution which the state is required to make into the retirement fund in order to meet the actuarial cost of current service;

(r) "Unfunded liability" means the actuarially determined value of the liability for service before the date of the actuarial valuation less the accumulated assets in the retirement fund;

(s) "Amortization of unfunded liabilities" means a systematic program of payment for the unfunded liabilities over a period of years in lieu of a payment in one sum;

(t) "Current service" means service rendered in the current fiscal year.

ted to respond to fire calls or ambulance calls during his regular hours of employment without loss of pay, vacation time, sick leave or earned overtime accumulation.

(1967, P.A. 657, S. 57; 1969, P.A. 523.)  
See Sec. 4-58a.

Sec. 5-250. Vacations. Personal leave. (a) Each appointing authority shall grant to each full-time permanent employee in the state service, who has worked at least one full calendar year, an annual vacation with pay of twenty-one consecutive calendar days or its equivalent. Each such employee who has completed twenty years of service shall be entitled to one additional working day for each additional year up to twenty-five years of service, and each such employee with twenty-five or more years of service shall be entitled to not more than four calendar weeks' vacation, subject to regulations issued by the personnel policy board. Any permanent full-time employee in the state service with less than one full calendar year's service shall be granted vacation accrued and prorated in accordance with regulations issued by the personnel policy board.

(b) An appointing authority may permit a full-time permanent employee in the state service to accumulate vacation days with pay up to a maximum of one hundred twenty vacation days, subject to regulations issued by the personnel policy board.

(c) In addition to annual vacation, each appointing authority shall grant to each full-time permanent employee in the state service three days of personal leave of absence with pay in each calendar year. Personal leave of absence shall be for the purpose of conducting private affairs, including observance of religious holidays, and shall not be deducted from vacation or sick leave credits. Personal leave of absence days not taken in a calendar year shall not be accumulated.

(d) Vacation accruals earned by employees in the unclassified service, in accordance with administrative practice or internal departmental policy, which accrual practice or policy was included, by the appointing authority, in the terms of employment on the basis of which such employees were employed prior to July 1, 1972, and which accruals have not been used and which can be verified by written attendance records, remain to the credit of such employees for use as vacation time or for payment as provided in section 5-252, as the case may be.

(1967, P.A. 657, S. 58; 1969, P.A. 658, S. 17; P.A. 73-462, S. 2, 3; P.A. 74-217, S. 2, 4.)

Sec. 5-251. Accrual of sick leave and vacation credits while receiving compensation. Any state employee receiving compensation benefits in accordance with section 5-142 or 5-143 shall continue to accrue sick leave credits as provided in section 5-247 and vacation credits as provided in section 5-250 for the first twelve months of any such period of compensation in accordance with regulations issued by the personnel policy board.

(1967, P.A. 657, S. 59.)

Sec. 5-252. Payment for accrued vacation time on leaving state service. Any state employee leaving state service shall receive a lump sum payment for accrued vacation time as prescribed under rules and regulations to be promulgated by the personnel policy board.

(1967, P.A. 363, S. 7.)

Sec. 2. Subsection (a) of section 16-50m of the general statutes, as amended by substitute senate bill 994 of the current session is repealed and the following is substituted in lieu thereof:

(a) Upon the receipt of an application complying with section 16-501, the council shall promptly fix a commencement date and location for a public hearing thereon not less than thirty days nor more than one hundred fifty days after such receipt. AT LEAST ONE SESSION OF SUCH HEARING SHALL BE HELD AFTER SIX-THIRTY P.M. FOR THE CONVENIENCE OF THE GENERAL PUBLIC. Such hearing shall be held at a location selected by the council, in the county in which the facility or any part thereof is to be located. If the proposed facility is to be located in more than one county, the council shall fix the location for a public hearing in whichever county it determines is most appropriate, provided the council may hold hearings in more than one county.

Sec. 3. Subsection (c) of section 16-50m of the general statutes is repealed and the following is substituted in lieu thereof:

(c) The council shall cause notices of the date and location of each hearing to be mailed, within one week of the fixing of the date and location, to the applicant and each person entitled under subsection (b) of section 16-501 to receive a copy of the application. THE GENERAL NOTICE TO THE PUBLIC SHALL BE PUBLISHED IN NOT LESS THAN TEN POINT, BOLD FACE TYPE.

Sec. 4. This act shall take effect from its passage.

Approved July 3, 1975

Substitute House Bill No. 7611

PUBLIC ACT NO. 75-510

AN ACT CONCERNING PAYMENT OF SALARIES FOR FULL-TIME EMPLOYEES WORKING ON LESS THAN A FULL-YEAR BASIS.

Section 1. Section 3-119 of the general statutes is repealed and the following is substituted in lieu thereof:

(a) The comptroller shall pay all salaries and wages not less than ten days nor more than fifteen days after the close of the payroll period in which the services were rendered, EXCEPT AS PROVIDED IN SUBSECTION (b) but shall draw no order in payment for any service of which the payroll officer of the state has official knowledge without the signed statement of the latter that all employees listed on the payroll of each agency have been duly appointed to authorized positions and have rendered the services for which payment is to be made. The comptroller is authorized to develop, install and operate a comprehensive fully documented electronic system for effective personnel data, for payment of compensation to state employees and for maintenance of a chronological and permanent record of compensation paid to each employee for the state employees retirement system and other purposes. The comptroller is authorized to establish an accounting procedure to implement this section.

(b) SALARIES OF FULL-TIME PERMANENT EMPLOYEES WHO ARE EMPLOYED ON A LESS THAN TWELVE-MONTH BASIS SHALL BE PRORATED AND PAID BI-WEEKLY ON A TWELVE-MONTH BASIS.

Sec. 2. This act shall take effect July 1, 1975.