

Amendment No. 1 to HB2275

Keisling
Signature of Sponsor

AMEND Senate Bill No. 2876

House Bill No. 2275*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 8, Chapter 36, Part 8, is amended by adding the following as a new section:

(a) As used in this section, "emergency medical services employee" means an individual who is licensed pursuant to the Emergency Medical Services Act of 1983, compiled in title 68, chapter 140, part 3, to provide emergency medical services, as defined in § 68-140-302.

(b) Notwithstanding another law to the contrary, a retired member of the Tennessee consolidated retirement system or of a superseded system, or of a local retirement fund established pursuant to chapter 35, part 3 of this title, may be reemployed in a position covered by the retirement system as an emergency medical services employee without the loss or suspension of the retired member's Tennessee consolidated retirement system benefits, if:

(1) The retired member, as of the date of reemployment, possesses a current, valid license issued by the emergency medical services board through the department of health to provide emergency medical services;

(2) The retired member is not reemployed until the expiration of at least sixty (60) calendar days from the member's effective date of retirement;

(3) During the reemployment, the retirement benefit payable to the retired member is reduced to seventy percent (70%) of the retirement allowance the member would have otherwise been entitled to receive;

(4) The retired member's reemployment does not exceed one (1) year; however, the retired member may be reemployed for additional one-year periods as long as the conditions contained in this section are met for each period of reemployment;

(5) To fund the liability created by this section, the retired member's new employer pays to the Tennessee consolidated retirement system during each period of reemployment the greater of:

(A) A payment equal to the amount the employer would have contributed to the retirement system had the retired member been a member of the retirement system during the period of reemployment; or

(B) An amount equal to five percent (5%) of the retired member's pay rate;

(6) The retired member does not accrue additional retirement benefits as a result of the member's reemployment;

(7) Upon the reemployment of the retired member, the retired member's new employer:

(A) Notifies the retirement system of the member's reemployment with documents or information required by the retirement system; and

(B) Certifies in writing to the retirement system that the retired member has the requisite experience and training for the position to be filled and that no other qualified persons are available to fill the position; and

(8) The retiree is not drawing disability retirement benefits under chapter 36, part 5 of this title.

(c) This section is repealed on June 30, 2025.

SECTION 2. This act takes effect July 1, 2022, the public welfare requiring it.