

ORDINANCE NUMBER O- 19567 (NEW SERIES)

DATE OF FINAL PASSAGE JAN 17 2007

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE 4, DIVISIONS 12, 13, 14 AND 15 OF THE SAN DIEGO MUNICIPAL CODE BY ADDING SECTIONS 24.1201.1, 24.1312.1, 24.1402.1 , AND 24.1503.1, ALL RELATING TO THE SAN DIEGO CITY EMPLOYEES' RETIREMENT SYSTEM AND BENEFIT ELIGIBILITY CHANGES FOR MEMBERS HIRED OR ASSUMING OFFICE ON OR AFTER JULY 1, 2005

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That Chapter 2, Article 4, of the San Diego Municipal Code is amended by amending Division 12, to add section 24.1201.1, to read as follows:

**§24.1201.1 Non Health Eligible Retirees**

Members hired or assuming office on or after July 1, 2005, are non Health Eligible.

Section 2. That Chapter 2, Article 4, of the San Diego Municipal Code is amended by amending Division 13, to add section 24.1312.1, to read as follows:

**§24.1312.1 Prohibition of Five-Year Purchase of Creditable Service**

Section 24.1312 does not apply to members hired or assuming office after July 1, 2005.

Section 3. That Chapter 2, Article 4, of the San Diego Municipal Code is amended by amending Division 14, to add section 24.1402.1, to read as follows:

**§24.1402.1 Ineligibility of DROP Participation, and Waiver**

Members hired or assuming office on or after July 1, 2005, may not participate in DROP.

Section 4. That Chapter 2, Article 4, of the San Diego Municipal Code is amended by amending Division 15, to add section 24.1503.1, to read as follows:

**§24.1503.1 Prohibition of Annual Supplemental Benefit**

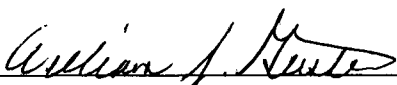
Members hired or assuming office on or after July 1, 2005, shall not be eligible for participation in the annual supplemental benefit program established by this Article.

Section 5. It is the express intent of the City Council that any economic benefit, savings, or effect of this ordinance shall not be used directly or indirectly, to fund, support in any way, or ratify any employment or retirement benefit determined to be illegal by a court of law, or be construed to prevent further modification or rescission of any employment or retirement benefit.

Section 6. That a full reading of this ordinance is dispensed with prior to its passage, a written or printed copy having been available to the City Council and the public a day prior to its passage.

Section 7. This Ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

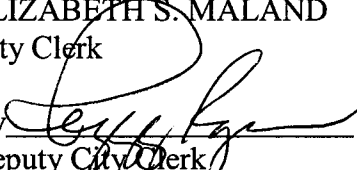
APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
William J. Gevsten  
Deputy City Attorney

WJG:amp  
10/30/06  
11/17/06 COR.COPY  
12/1/06 COR.COPY2  
Or.Dept:Mayor  
O-2007-36

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JAN 09 2007.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 1.17.07  
(date)

  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor