

TITLE 1: GOVERNMENT
DIVISION 8: PUBLIC EMPLOYMENT

§ 8321. Election of Membership Class.

All class II members shall have the option of transferring to class I membership.

(a) Exercise of the option to transfer membership shall be made on forms to be provided by the board.

(b) Exercise of the option may be made anytime after May 7, 1989.

(c) All members electing to transfer membership from class II to class I shall receive a refund of the additional 2.5 percent of salary member contributions made to the fund, plus regular interest thereon, for a maximum period of 12 months beginning from May 7, 1989.

(d) *Membership: Effective Date.* Notwithstanding other provisions of this part, membership in the fund shall become effective 90 days following the effective date of employment. Upon completion of the 90 days, the employee shall be given credit from the date of employment. The employee's and employer's contributions shall be withheld by the employer from the date of employment and remitted to the fund as provided under this part. During the 90 day period, the employee shall be covered for only occupational disability and death benefits available to members, except that a member with at least 18 months of membership service credit accumulated prior to reemployment shall be eligible for nonoccupational disability and other benefits as provided by this part. No other benefits shall accrue to the employee during this period.

Source: PL 6-17, ch. 2, § 8321; amended by PL 6-41, § 2; (d) amended by PL 13-60, § 4.

Commission Comment: PL 13-60 was enacted on December 5, 2003 and contained, in addition to other enactments, a short title, findings and purpose, severability, and savings clause provisions. See the comment to 1 CMC § 8253 regarding PL 13-60.