

## **PALM BEACH GARDENS POLICE PENSION FUND**

### **STATEMENT OF POLICY REGARDING BUYBACK OF POLICE/NON-INTERVENING MILITARY SERVICE**

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**WHEREAS**, the Palm Beach Gardens Police Pension Fund ("Plan"), and the City of Palm Beach Gardens Code of Ordinances, Section 50-127 provides that participants may purchase prior police officer or non-intervening military service as "credited service" in this Plan; and

**WHEREAS**, the Trustees desire to adopt a Statement of Policy regarding the buyback of prior police officer and non-intervening military service;

**NOW, THEREFORE**, it is hereby resolved that the following Statement of Policy Regarding Buyback of Police Officer/Non-Intervening Military Service is hereby adopted:

**I. TIME AVAILABLE FOR PURCHASE**

**A.** A Member may purchase years or fractional parts of years of service that a member:

- 1.** Previously served as a police officer with the City of Palm Beach Gardens and for which accumulated contributions were withdrawn from the Fund;
- 2.** Previously served as a Police Officer with any other municipal, county state or federal law enforcement department or agency; or

3. Previously served in the United States Military (before beginning employment with the City of Palm Beach Gardens Police Department).

B. A Member shall not be eligible to purchase prior service if such service is or will form the basis for a pension from another retirement system or plan. This exclusion does not apply to military service.

## II. APPLICATION PROCESS

A. A Member shall make application to buyback service time on a form provided by the Board of Trustees. A copy of the form is attached to this Policy.

B. A Member may request to purchase some or all available years of service.

C. The Trustees shall review and approve all requests for buybacks in accordance with this Statement of Policy.

D. Upon approval of application for buyback, the cost shall be calculated by the Fund's actuary as follows:

1. Previous Palm Beach Gardens Service calculation based upon repayment of refund with interest, from the date of withdrawal to the date of repayment.
2. Previous Police Officer or Military Service calculated based

upon salary and contribution rate in effect at the time that purchase is requested; plus the amount required to make the cost neutral; plus the cost for professional services

E. After the amount of the buyback is calculated and the Member has elected to purchase permissive service, the Member shall execute a "Buyback Contract" which shall set forth the specific buy back provisions for that individual Member.

F. The request for buyback may be made at any time during employment but such request can only be made once.

G. The credit purchased under this policy will count for all purposes, excluding vesting.

### III. FUNDS AVAILABLE FOR PAYMENT

A Member may pay for the cost of the purchase of time with any of the following sources, if available.

A. Using out of pocket funds, in one lump sum payment; or

B. Using rollovers from other qualified plans; or

C. Making payments over a period equal to the length of time being purchased or five years, whichever is greater, at an interest rate which is equal to the fund's actuarial assumption.

IV. REPAYMENT PERIOD

A. The time period for repayment is 5 years or a period equal to the amount of time being purchased.

B. Members must determine whether they are purchasing the service within 90 days of receipt of the certified letter containing the statement from the Actuary showing the cost of the buyback.

C. Repayment must begin within six months of the request for credit.

D. While in repayment status, no credit will be given for any years of service until the full number of years of service to be purchased has been repurchased.

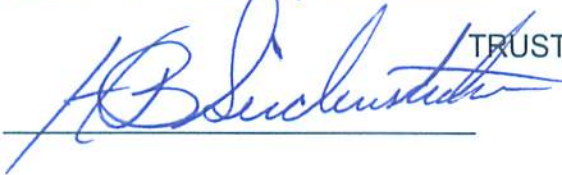
E. If a member becomes disabled and entitled to a benefit while in the process of completing a buyback, then the member will not have to complete the buyback, but any payments made before disability is determined shall remain with the Fund.

F. If a Member terminates employment with the City of Palm Beach Gardens Police Department before attaining 5 years of service (with the City) or before completing entire service buyback repurchase, then any buyback contributions made shall be refunded to the Member without interest.

V. COST OF CALCULATIONS

A. Participants must pay the cost of the actuary's calculation for the buyback.

**THIS STATEMENT OF POLICY REGARDING BUYBACK OF  
POLICE/NON-INTERVENING MILITARY SERVICE** is adopted by the Board of  
Trustees of the PALM BEACH GARDENS POLICE PENSION FUND on this  
11 day of September, 2018.

  
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TRUSTEES

  
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Witnessed by:

  
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