

## **MICHIGAN LEGISLATURE**

95th Legislature Regular Session

Michigan Compiled Laws Complete Through PA 98 of 2009

### **Section 38.551**

#### **FIRE FIGHTERS AND POLICE OFFICERS RETIREMENT ACT (EXCERPT)**

##### **Act 345 of 1937**

#### **38.551 Fire and police department pension and retirement system; retirement board, members, election, appointment, terms.**

##### **Sec. 1.**

The retirement board, also referred to in this act as the pension board, created hereunder shall be known as "The retirement board" and shall be a corporate body, consisting of 5 members, which shall consist of:

1. The treasurer of the city, village or municipality, so affected hereby.
2. Two additional members, 1 of whom shall be an active member of and elected by a majority vote of the members of the fire department, and 1 of whom shall be an active member of and elected by a majority vote of the members of the police department under such rules and regulations as the retirement board shall adopt to govern such election. Each such member shall serve for a term of 4 years, except that in the first instance, the member elected by the police department shall serve for a term of 2 years. If in the first instance only the fire department or only the police department is included in the retirement plan, the 2 additional members shall be elected from that department and the candidate receiving the highest number of votes shall be elected for the 4-year term and the candidate receiving the second highest number of votes shall be elected for the 2-year term.
3. Two additional members shall be appointed by the legislative body or another person or body authorized by the city or village charter to appoint administrative officials in any city or village affected by the provisions of this act.

**History:** 1937, Act 345, Eff. Oct. 29, 1937 ;-- Am. 1945, Act 256, Eff. Sept. 6, 1945 ;-- Am. 1947, Act 229, Imd. Eff. June 17, 1947 ;-- CL 1948, 38.551 ;-- Am. 1951, Act 16, Imd. Eff. Mar. 30, 1951 ;-- Am. 1959, Act 105, Eff. Mar. 19, 1960

**Popular Name:** Act 345

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**Act 345 of 1937**

**FIRE FIGHTERS AND POLICE OFFICERS RETIREMENT ACT**

**Act 345 of 1937**

AN ACT to provide for the establishment, maintenance, and administration of a system of pensions and retirements for the benefit of the personnel of fire and police departments employed by cities, villages, or municipalities having full paid members in the departments, and for the spouses and children of the members; to provide for the creation of a board of trustees to manage and operate the system; to authorize appropriations and deductions from salaries; to prescribe penalties and provide remedies; and to repeal all acts and parts of acts Inconsistent therewith.

**History:** 1937, Act 345, Eff. Oct. 29, 1937 ;-- Am. 1951, Act 16, Imd. Eff. Mar. 30, 1951 ;-- Am. 1989, Act 7, Imd. Eff, May 3, 1989 ;-- Am. 1998, Act 200, Eff, Mar. 23, 1999

**Popular Name:** Act 345

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*The People of the State of Michigan enact:*

<b>Document Type</b>	<b>Description</b>
Section 38.551 - Section	Fire and police department pension and 38.551 retirement system; retirement board, members, election, appointment, terms.
Section 38.551a – Section	Short Title
Section 38.552 – Section	Retirement board; powers and duties.
Section 38.553 - Section	Retirement system funds; treasurer as custodian; bond; disbursement of funds; execution of voucher or warrant; authorization.
Section 38.554 - Section	Credit for prior service.
Section 38.555 - Section	Retirement board; quasi-judicial body; review of actions by writ of certiorari.
Section 38.556 - Section	Age and service retirement benefits.
Section 38.556a – Section	Municipality having population of 80,000 or more; applicability of MCL 38.556(1) (h) to certain members.
Section 38.556b - Section	Remarriage of surviving spouse; applicability of subsection (1) to municipality.
Section 38.556c - Section	Service credit for employment In transitional public employment program; payment of contributions and

	regular interest; payroll deduction; amount In reserve; payment of contributions by current employer; accident, disability, or other benefits.
Section 38.556d - Section	Postretirement adjustments increasing retirement benefits.
Section 38.556e - Section	Mandatory subjects of bargaining.
Section 38.557 - Section	"An act of duty,""municipality" and "transitional public employment program" defined.
Section 38.558 - Section	Refunds of salary contributions.
Section 38.559 - Section	Contributions of member; rate; deduction from salary; appropriations to maintain actuarially determined reserves; payment of deductions and appropriations Into retirement system; prorating pensions and other benefits; expenses; pensions as obligations of retirement system.
Section 38.560 - Section	Investments; transfer and disposition of certain assets.
Section 38.561 - Section	Referendum; township or charter township.
Section 38.561a - Section	Violation of MCL 168.1 to 168.992 applicable to petitions; penalties.
Section 38.562 - Section	Membership of retirement system.

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