



SPONSOR: Rep. Oberle & Rep. Spence  
Sens. Cook, Cloutier

HOUSE OF REPRESENTATIVES

141st GENERAL ASSEMBLY

HOUSE BILL NO. 461

AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE STATE EMPLOYEES  
PENSION PLAN.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1           Section 1. Amend § 5501, Title 29, Delaware Code by adding a new definition (j) to read as follows:

2                       “(j) ‘Law enforcement officer’ means an officer employed by a State law enforcement agency listed in  
3           § 1911 of Title 11, Delaware Code, or a probation and parole officer employed by the Department of  
4           Correction.”.

5           Section 2. Amend § 5522(a), Title 29, Delaware Code by striking the word “or” at the end of Subparagraph (3),  
6           by striking the period at the end of subparagraph (4) and inserting in lieu thereof “; or” and by adding a new Subparagraph  
7           (5) to read as follows:

8                       “(5) The employee has twenty five years of credited service and is a law enforcement officer.”.

9           Section 3. Amend § 5522, Title 29, Delaware Code by adding a new Subsection (e) to read as follows:

10                      “(e) The amount of the service pension payable to an employee who becomes eligible to receive a  
11           service pension pursuant to Subparagraph (5) of Subsection (a) of this Section shall not be reduced, regardless of  
12           the age of the employee.”.

SYNOPSIS

This Bill permits law enforcement officers and probation and parole officers to retire after 25 years of service  
without penalty.