

Sec. 45. Election of Participating Court to Change Benefit and Contribution Programs; Protection of Accrued Benefits; Actuarial Determination of Required Contributions.

- (1) A participating court may elect to change the benefit programs and member contribution programs that apply to the employees of the court by administrative order of the chief judge that is concurred in by resolution of the governing bodies of the municipalities that are required by law to fund the court or by resolution of the joint board or commission of the municipalities that are required by law to fund the participating court if those municipalities have entered into a contract to transfer functions and responsibilities pursuant to 1967 PA 8 (Ex Sess), MCL 124.531 to 124.536. The chief judge, in the administrative order shall specify the effective date of the change in coverage and the benefit programs and member contribution programs that shall apply to the employees of the court from the effective date of the change. The effective date of the change in coverage shall be the first day of a calendar month. A change in benefit program or member contribution program shall not reduce the accrued benefit of any member based on the member's credited service and final average compensation as of the effective date of the change in coverage.
- (2) The chief judge of the court shall certify to the Retirement System, in the manner and form prescribed by the System, the determination of the court under subsection (1). The certification shall be made within 10 days after the date of the concurrence of the governing bodies of the municipalities that are required by law to fund the court or the joint board or commission of the municipalities that are required by law to fund the court.
- (3) A change in benefit programs shall not be adopted unless the Retirement System has provided the participating court a supplemental actuarial valuation pursuant to 1965 PA 314, MCL 38.1140h(3), and the Retirement Board's Restated Initial Actuarial Valuation and Supplemental Valuation Procedure.