

INTRODUCED BY: Commissioner Allan F. Angel
DATE INTRODUCED: November 12, 2019
PUBLIC HEARING DATE: December 10, 2019
HEARING TIME: 7:00 P.M.
ADOPTION DATE: December 10, 2019
EFFECTIVE DATE: Upon Adoption

ORDINANCE 19-25

AN ORDINANCE TO AMEND CHAPTER 83 OF THE KENT COUNTY CODE RELATING TO THE KENT COUNTY EMPLOYEE RETIREMENT PROGRAM TO EXTEND THE ALLOWABLE INTERRUPTIONS PERIOD.

WHEREAS, the Kent County Levy Court deems it advisable to amend the Kent County Code relating to the Kent County Employee Retirement Program to extend the allowable interruptions period by an additional year for voluntary separations and provide for pre-tax purchase of such eligible prior Kent County service;

NOW, THEREFORE, THE LEVY COURT OF KENT COUNTY, DELAWARE, HEREBY ORDAINS:


Section 1. CHAPTER 83 of the Kent County Code, § **83-3Definitions; word use** is hereby amended by revising the second paragraph titled **Allowable Interruptions**, subparagraph (4) as follows:

- (4). Voluntary severance of employment for a period not to exceed **two years** [~~one year~~] provided **the former Kent County** [~~that~~] employee returns to County service **and repurchases by pre-tax payroll deduction prior service time at the applicable contribution rate when the employee originally separated employment.** The usual vacation and sick leave allowed any employee of any department or agency shall not be considered an interruption from continuous employment.

Section 2. The provisions of this Ordinance are severable and if any of its provisions or any sentence, clause, or paragraph shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall not affect or impair any of the remaining provisions.

Section 3. This Ordinance shall become effective upon adoption.

ADOPTED BY THE LEVY COURT
OF KENT COUNTY, DELAWARE



President, Kent County Levy Court
This 10th day of December, 2019

ATTEST: 
Clerk of the Peace

SYNOPSIS

This ordinance extends the allowable interruptions period for voluntary separations and provides for purchase of eligible prior County service under the Kent County Employee Retirement Program.