

Committee Report

REGULAR CALENDAR

February 26, 2018

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

The Committee on Executive Departments and Administration to which was referred HB 1427-FN,

AN ACT relative to membership in the retirement system for certain officials. Having considered the same, report the same with the following amendment, and the recommendation that the bill OUGHT TO PASS WITH AMENDMENT.

Rep. John Sytek

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	Executive Departments and Administration
Bill Number:	HB 1427-FN
Title:	relative to membership in the retirement system for certain officials.
Date:	February 26, 2018
Consent Calendar:	REGULAR
Recommendation:	OUGHT TO PASS WITH AMENDMENT 2018-0568h

STATEMENT OF INTENT

This bill corrects an error in the contract of the Manchester superintendent of schools, which provides that the superintendent does not have to enroll in the NH Retirement System (NHRS) – an exemption granted to town managers who so choose. However, this exemption does not exist in law for school superintendents and this bill grants the exemption. The amendment does two things. First, Manchester must pay the employer portion of the unfunded accrued actuarial liability for the superintendent's position to the NHRS. This prevents loss to the system and costs to all other employers. Also, while the committee had no objection to the exemption in this case, it was not prepared to recommend this as a permanent policy change. Thus the availability of this exemption expires at the end of 2018.

Vote 10-3.

Rep. John Sytek
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

REGULAR CALENDAR

Executive Departments and Administration

HB 1427-FN, relative to membership in the retirement system for certain officials. **OUGHT TO PASS WITH AMENDMENT.**

Rep. John Sytek for Executive Departments and Administration. This bill corrects an error in the contract of the Manchester superintendent of schools, which provides that the superintendent does not have to enroll in the NH Retirement System (NHRS) – an exemption granted to town managers who so choose. However, this exemption does not exist in law for school superintendents and this bill grants the exemption. The amendment does two things. First, Manchester must pay the employer portion of the unfunded accrued actuarial liability for the superintendent's position to the NHRS. This prevents loss to the system and costs to all other employers. Also, while the committee had no objection to the exemption in this case, it was not prepared to recommend this as a permanent policy change. Thus the availability of this exemption expires at the end of 2018. **Vote 10-3.**



Amendment to HB 1427-FN

1 Amend RSA 100-A:22, II(b) as inserted by section 1 of the bill by replacing it with the following:

2

3 ***(b) School districts may, on or before December 31, 2018, by action of their***
4 ***governing body, exempt their superintendent of schools, at the time of initial hiring or***
5 ***appointment, from compulsory membership provided herein. If such exemption is***
6 ***adopted, a superintendent of schools who was enrolled as a member in the retirement***
7 ***system within the 2-year period preceding the effective date of this subparagraph may***
8 ***make a request to the school district governing body to withdraw from membership. Upon***
9 ***approval of a withdrawal from membership and notice provided to the retirement system,***
10 ***a superintendent who ceases to be a member of the retirement system shall not be***
11 ***permitted to re-enroll as a member for as long as he or she holds the same position. If the***
12 ***school district exempts the superintendent of schools from compulsory membership in the***
13 ***retirement system, the school district shall pay to the retirement system, for deposit in the***
14 ***state annuity accumulation fund, an unfunded accrued liability payment calculated as***
15 ***an equivalent percentage determined under RSA 100-A:16, II(e) applied to the***
16 ***compensation paid for the superintendent of schools position.***

1427

Simmons, Miriam

From: Carol McGuire <mcguire4house@gmail.com>
Sent: Saturday, February 24, 2018 2:43 PM
To: Simmons, Miriam; John Sytek
Subject: blurbs with minor edits

~~Contract with a manager~~
a first resort, in scheduling audits.

HB 1427, OTP/A, 10-3, RC

This bill corrects an error in the contract of the Manchester superintendent of schools, which provides that the superintendent does not have to enroll in the NH Retirement System (NHRS) – an exemption granted to town managers who so choose. However, this exemption does not exist in law for school superintendents and this bill grants the exemption. The amendment does two things. First, Manchester must pay the employer portion of the unfunded accrued actuarial liability to the NHRS which prevents loss to the system and costs to all other employers. Also, while the Committee had no objection to the exemption in this case, it was not prepared to recommend this as a permanent policy change. Thus the availability of this exemption expires at the end of 2018.

1

Voting Sheets

Rep. Sytek, Rock. 8
February 12, 2018
2018-0568h
10/04

Amendment to HB 1427-FN

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16 ***compensation paid for the superintendent of schools position.***



STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK

1/5/2018 10:28:37 AM
Roll Call Committee Registers
Report

2018 SESSION

ED&A

Bill #: 1427 Title: Rel. to memb. in Retire. Syst.

PH Date: 01/31/2018 Exec Session Date: 2/20/18

Motion: OTP/A Amendment #: _____

MEMBER	YEAS	NAYS
McGuire, Carol M. Chariman	✓	
Sytek, John Vice Chairman	✓	
Hansen, Peter T.		✓
Beaudoin, Steven P.		✓
Proulx, Mark L.		
Hoell, J.R.		
Kaczynski, Thomas L.		✓
Woitkun, Steven J.	✓	
Brewster, Michael A.	✓	
Marsh, Henry A.	✓	
Smith, Ryan D.		
Gagnon, Raymond G.	✓	
Schmidt, Peter B.	✓	
Jeudy, Jean L.		
Sullivan, Daniel J.		
Goley, Jeffrey P.	✓	
Cilley, Jacalyn L. Clerk		
Roberts, Carol R.		
Schuett, Dianne E.	✓	
Schultz, Kristina	✓	
TOTAL VOTE:	(10)	(3)



STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK

1/5/2018 10:28:37 AM
Roll Call Committee Registers
Report

2018 SESSION

ED&A

Bill #: 1427 Title: Relative to memb. in The Retirement System

PH Date: 01/31/2018

Exec Session Date: 2/20/18

Motion: to adopt amendment

Amendment #: 2018-0568h

MEMBER	YEAS	NAYS
McGuire, Carol M. Chariman	✓	
Sytek, John Vice Chairman	✓	
Hansen, Peter T.		✓
Beaudoin, Steven P.		✓
Proulx, Mark L.		
Hoell, J.R.		
Kaczynski, Thomas L.		✓
Woitkun, Steven J.	✓	
Brewster, Michael A.	✓	
Marsh, Henry A.	✓	
Smith, Ryan D.		
Gagnon, Raymond G.	✓	
Schmidt, Peter B.	✓	
Jeudy, Jean L.		
Sullivan, Daniel J.		
Goley, Jeffrey P.	✓	
Cilley, Jacalyn L. Clerk		
Roberts, Carol R.		
Schuett, Dianne E.	✓	
Schultz, Kristina	✓	
TOTAL VOTE:	(10)	(3)

4

1



STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK

1/5/2018 10:28:37 AM
Roll Call Committee Registers
Report

2018 SESSION

ED&A

Bill #: 1427 Title: relative to membership in the retirement sys

PH Date: 01/31/2018 Exec Session Date: 2/20/18

Motion: 1st is Amendment / 2nd vote O/P/A Amendment #: 2018-0568h

MEMBER

Amend

YEAS

Amend.

NAYS

McGuire, Carol M. Chariman	✓	✓		
Sytek, John Vice Chairman	✓	✓		
Hansen, Peter T.			✓	✓
Beaudoin, Steven P.			✓	✓
Proulx, Mark L.				
Hoell, J.R.				
Kaczynski, Thomas L.			✓	✓
Woitkun, Steven J.	✓	✓		
Brewster, Michael A.	✓	✓		
Marsh, Henry A.	✓	✓		
Smith, Ryan D.				
Gagnon, Raymond G.	✓	✓		
Schmidt, Peter B.	✓	✓		
Judy, Jean L.				
Sullivan, Daniel J.				
Goley, Jeffrey P.	✓	✓		
Cilley, Jacalyn L. Clerk				
Roberts, Carol R.				
Schuett, Dianne E.	✓	✓		
Schultz, Kristina	✓	✓		
TOTAL VOTE:				

(10)

Amendment

(10)

(3)

Amendment

(3)

*Kris Schultz was
rec'd call was
rec'd call was
by Kris.*

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

EXECUTIVE SESSION on HB 1427-FN

BILL TITLE: relative to membership in the retirement system for certain officials.

DATE: 2/20/18

LOB ROOM: 306

MOTION: (Please check one box)

- OTP
- ITL
- Retain (1st year)
- Adoption of Amendment # 2018-088h (if offered)
- Interim Study (2nd year)

Moved by Rep. Sytek Secoded by Rep. Goley Vote: 10-3
1 1

MOTION: (Please check one box)

- OTP
- OTP/A
- ITL
- Retain (1st year)
- Adoption of Amendment # _____ (if offered)
- Interim Study (2nd year)

Moved by Rep. Sytek Secoded by Rep. Goley Vote: 10-3
4 4

MOTION: (Please check one box)

- OTP
- OTP/A
- ITL
- Retain (1st year)
- Adoption of Amendment # _____ (if offered)
- Interim Study (2nd year)

Moved by Rep. _____ Secoded by Rep. _____ Vote: _____

MOTION: (Please check one box)

- OTP
- OTP/A
- ITL
- Retain (1st year)
- Adoption of Amendment # _____ (if offered)
- Interim Study (2nd year)

Moved by Rep. _____ Secoded by Rep. _____ Vote: _____

CONSENT CALENDAR: ___ YES NO

Minority Report? ___ Yes ___ No If yes, author, Rep: _____ Motion _____

Respectfully submitted: Kristin M. Schultz
 Rep Jacalyn Cilley, Clerk
 Acting Clerk, Rep. Kris Schultz

Sub-Committee Minutes

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SUBCOMMITTEE WORK SESSION on HB 1427-FN

BILL TITLE: relative to membership in the retirement system for certain officials.

DATE: February 13, 2018

Subcommittee Members: Reps. Sytek, Goley, Schuett, H. Marsh and Voitkun

Comments and Recommendations: Bill needs sunset provision - Committee consensus ok otherwise amendment needs to be sure UAAL employer contribution stays after sunset. Amendment -0557h not accepted.

Respectfully submitted,



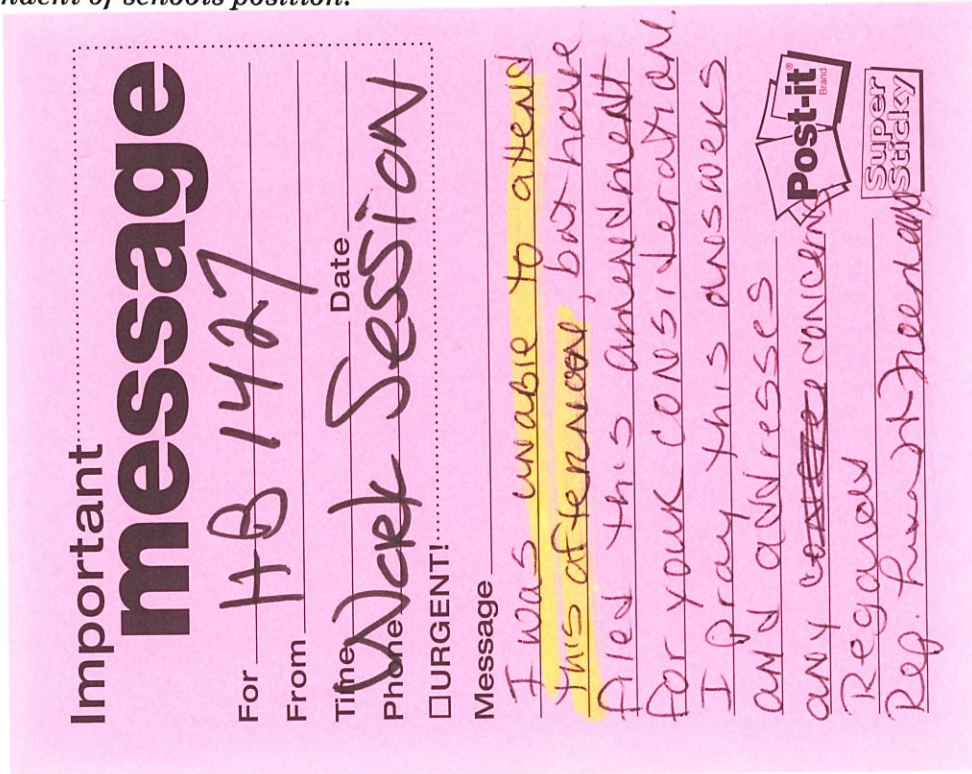
Rep. John Sytek
Subcommittee Chairman

Amendment to HB 1427-FN

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4 superintendent of schools, at the time of initial hiring or appointment, from compulsory
5 membership provided herein. If such exemption is adopted, a superintendent of schools
6 who was enrolled as a member in the retirement system within the 2-year period preceding
7 the effective date of this subparagraph may make a request to the school district
8 governing body to withdraw from membership. Upon approval of a withdrawal from
9 membership and notice provided to the retirement system, a superintendent who ceases to
10 be a member of the retirement system shall not be permitted to re-enroll as a member for
11 as long as he or she holds the same position. If the school district exempts the
12 superintendent of schools from compulsory membership in the retirement system, the
13 school district shall pay to the retirement system, for deposit in the state annuity
14 accumulation fund, an unfunded accrued liability payment calculated as an equivalent
15 percentage determined under RSA 100-A:16, II(e) applied to the compensation paid for the
16 superintendent of schools position.



SUBCOMMITTEE WORK SESSION on HB 1427-FN

BILL TITLE: relative to membership in the retirement system for certain officials

DATE: 2/12/18 → 2/13/18

SYTEK
GOLEY
SCHUBERT
MARSH
WOITKOW

RELEASED
~~ADJOURNED~~ TO
9:55 AM
2-13-18

Subcommittee Members: Attendance

Comments and Recommendations:

BILL NEEDS SUNSET PROVISION. COMMITTEE CONSENSUS OR OTHERWISE
AMEND NEEDS TO BE SURE UAL EMPLOYER CONTRIBUTION STAYS AFTER
SUNSET 0557H not accepted.

MOTIONS: OTP, OTP/A, ITL, Retained (1st Yr), Interim Study (2nd Yr)
(Please circle one)

Moved by Rep. _____ Seconded by Rep. _____ AM Vote: _____

Adoption of Amendment # _____

Moved by Rep. _____ Seconded by Rep. _____ Vote: _____

_____ Amendment Adopted _____ Amendment Failed

MOTIONS: OTP, OTP/A, ITL, Retained (1st Yr), Interim Study (2nd Yr)
(Please circle one)

Moved by Rep. _____ Seconded by Rep. _____ AM Vote: _____

Adoption of Amendment # _____

Moved by Rep. _____ Seconded by Rep. _____ Vote: _____

_____ Amendment Adopted _____ Amendment Failed

Respectfully submitted,

Rep. 
Subcommittee Chairman/Clerk

Hearing Minutes

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

PUBLIC HEARING ON HB 1427-FN

BILL TITLE: (New Title) relative to the reduction in the calculation of state retirement system annuities at age 65.

DATE: January 31, 2018

LOB ROOM: 306 **Time Public Hearing Called to Order:** 10:00 a.m.

Time Adjourned: 10:37 a.m.

Committee Members: Reps. McGuire, Sytek, Cilley, Hansen, Proulx, Hoell, Woitkun, Brewster, H. Marsh, Gagnon, P. Schmidt, Jeudy, D. Sullivan, Goley, Roberts, Schuett and Schultz

Bill Sponsors:
Rep. Freeman

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

Rep. Lisa Freeman, Hillsborough District 12, Prime sponsor. - Introduced and explained the bill. She said the bill is needed to attract candidates for superintendents' positions. Some applicants to these positions neither need nor want to contribute to the NHRS. She indicated that some come to the job with a previously established retirement account.

Marty Karlan, Public Information Officer for the NH Retirement System - informational speaker.

The retirement system does not have a position on this bill as introduced. It would create a new category in the retirement system for school superintendents. This is similar to what was done for town administrators in the 1970's. Other similar groups were grandfathered.

There are 100-150 retirees working in positions such as this. This would allow our superintendents to retire and then go back to work in another similar position.

Under state law if a member wanted to get contributions is to terminate employment.

If a superintendent is currently working in a full time position, s/he is currently in a contributing position. If that person opts out of the retirement system, there is some "undefinable" and "incalculable" cost. There are currently 104 superintendents in positions contributing to the NH Retirement System.

The portion of the unaccrued actuarial liability would not be refunded to the NHRS if the superintendent opts out of participation.

Under this bill the superintendent would not be mandated to work 32 hours as is typical when a retiree collecting retirement contributions. It would be as if it were not a retirement system job at all.

If a superintendent terminates employment s/he is entitled to take his/her contributions along with the interest on those contributions. They can take these, they can roll these into a different fund or they can leave them with the NHRS.

The employer portion contributes (up to 70% of employer contributions) is dedicated to the unfunded accrued liability. This is not paid if the superintendent applicant opts out of participation in the NHRS.

Arthur Beaudry, representing himself as a member of the Manchester School Board - in support.

This bill was put in because of the superintendent in Manchester. They have gone through 6 superintendents in 17 years. The past two superintendents had contracts that contained a provision that allowed the superintendent to opt out of the NHRS.

The current superintendent actually decided to opt out as he had a retirement account from NY. When they applied to the NHRS for this exemption, they were denied. State law disallowed the exemption or ability to opt out. As a result, the current superintendent is enrolled in the NHRS because that exemption was not allowed.

He says that this is in no way an attempt to double-dip. He says this might be strengthened in the bill.

Germano Martins, speaking as a taxpayer, he is also a member of the NHRS – but he is not speaking on behalf of the NHRS. -opposes bill.

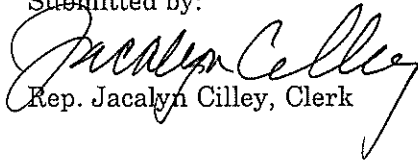
He feels that if an employee goes into an otherwise contributing position and opts out, he sees the cost of this being spread out to others.

He feels this bill will lead to double-dipping and to higher costs and lower contributions to the unfunded accrued liability.

He says the employee loses nothing because they are able to collect their contributions with interest.

He says there is a way to calculate the costs of not contributing to the UAAL but this formula is not being used.

Submitted by:


Rep. Jacalyn Cilley, Clerk

Wednesday, January 31, 2018

Rep. Gillespie's original draft minutes

HB 1427, Relative to membership in the retirement system for certain officials

Start time: 10:00 a.m.

Rep. Lisa Freeman

C

Prime sponsor. Introduced and explained the bill.

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Marty Karlan, Public Information Officer for the NH Retirement System

information

The retirement system does not have a position on this bill as introduced. It would create a new category in the retirement system for school superintendents. This is similar to what was done for town administrators in the 1970's. Other similar groups were grandfathered.

There are 100-150 retirees working in positions such as this. This would allow our superintendents to retire and then go back to work in another similar position.

Under state law if a member wanted to get contributions is to terminate employment.

If a superintendent is currently working in a full time position, s/he is currently in a contributing position. If that person opts out of the retirement system, there is some "undefinable" and "incalculable" cost. There are currently 104 superintendents in positions contributing to the NH Retirement System.

The portion of the unaccrued actuarial liability would not be refunded to the NHRS if the superintendent opts out of participation.

Under this bill the superintendent would not be mandated to work 32 hours as is typical when a retiree collecting retirement contributions. It would be as if it were not a retirement system job at all.

If a superintendent terminates employment s/he is entitled to take his/her contributions along with the interest on those contributions. They can take these, they can roll these into a different fund or they can leave them with the NHRS.

The employer portion contributes (up to 70% of employer contributions) is dedicated to the unfunded accrued liability. This is not paid if the superintendent applicant opts out of participation in the NHRS.

✓ Arthur Beaudry, representing himself as a member of the Manchester School Board

Supports bill - pink card

This bill was put in because of the superintendent in Manchester. They have gone through 6 superintendents in 17 years. The past two superintendents had contracts that contained a provision that

allowed the superintendent to opt out of the NHRS. The current superintendent actually decided to opt out as he had a retirement account from NY. When they applied to the NHRS for this exemption, they were denied. State law disallowed the exemption or ability to opt out. As a result, the current superintendent is enrolled in the NHRS because that exemption was not allowed.

He says that this is in no way an attempt to double-dip. He says this might be strengthened in the bill.

opposed to bill - put back

✓ Germano Martins, speaking as a taxpayer, he is also a member of the NHRS – but he is not speaking on behalf of the NHRS..

He feels that if an employee goes into an otherwise contributing position and opts out, he sees the cost of this being spread out to others.

He feels this bill will lead to double-dipping and to higher costs and lower contributions to the unfunded accrued liability.

He says the employee loses nothing because they are able to collect their contributions with interest.

He says there is a way to calculate the costs of not contributing to the UAAL but this formula is not being used.

End time: 10:37 a.m.

Submitted by: Jacalyn Cilley

Fiscal Note

HB 1427-FN- FISCAL NOTE
AS INTRODUCED

AN ACT relative to membership in the retirement system for certain officials.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2019	FY 2020	FY 2021	FY 2022
Appropriation	\$0	\$0	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$2,664	\$0	\$0	\$0
<i>Funding Source:</i>	<input checked="" type="checkbox"/> General	<input checked="" type="checkbox"/> Education	<input checked="" type="checkbox"/> Highway	<input checked="" type="checkbox"/> Other

POLITICAL
SUBDIVISIONS*:

Revenue	\$0	\$0	\$0	\$0
Expenditures	Indeterminable	Indeterminable	Indeterminable	Indeterminable

*The New Hampshire Retirement System states it is not able to separate the fiscal impact of this legislation between county and local government, therefore the fiscal impact is shown together as political subdivisions.

METHODOLOGY:

This bill allows school districts, by action of their governing bodies, to exempt their superintendent of schools, at the time of initial hiring or appointment, from compulsory membership in the New Hampshire Retirement System (NHRS). Upon approval of such exemption, a superintendent of schools who was enrolled as a member in the NHRS within the 2 year period preceding the effective date of this bill may make a request to the governing body to withdraw from such membership. A superintendent who ceases to be a member of the NHRS shall not be permitted to re-enroll as a member for as long as he or she holds the same position with such employer.

The Department of Education states that superintendents are Group I employees and the total compensation paid for superintendents statewide for 2017-2018 was \$11,400,648.64, excluding 2 superintendents whom are paid an hourly rate. The Group I employer rate for employees in effect through June 30, 2019 is 11.08%. Assuming that all superintendents would be exempt from the NHRS, there would be a reduction in local expenditures of \$1,263,191.87 (11.08% x \$11,400,648.64).

The NHRS states the local expenditure is indeterminable since the changes are expected to

HB 1427-FN - AS INTRODUCED

- Page 2 -

1 *be a member of the retirement system shall not be permitted to re-enroll as a member for*
2 *as long as he or she holds the same position with the employer.*

3 2 Effective Date. This act shall take effect 60 days after its passage.

have a small impact on the actuarial status of the system and employer contribution rates (i.e. increase of less than .01% of payroll). Each superintendent removed will reduce the covered payroll used to amortize the unfunded accrued liability, and therefore, increase the amortization rate. The System states it will need to make an estimated \$2,664 change to the Pension Gold software.

AGENCIES CONTACTED:

Department of Education and New Hampshire Retirement System

Amendments



Amendment to HB 1427-FN

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7 ***the effective date of this subparagraph may make a request to the school district***
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12 ***superintendent of schools from compulsory membership in the retirement system, the***
13 ***school district shall pay to the retirement system, for deposit in the state annuity***
14 ***accumulation fund, an unfunded accrued liability payment calculated as an equivalent***
15 ***percentage determined under RSA 100-A:16, II(e) applied to the compensation paid for the***
16 ***superintendent of schools position.***

Not adopted



Amendment to HB 1427-FN

not adopted

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15 ***an equivalent percentage determined under RSA 100-A:16, II(e) applied to the***
16 ***compensation paid for the superintendent of schools position.***

Bill as
Introduced

HB 1427-FN - AS INTRODUCED

2018 SESSION

18-2511
10/08

HOUSE BILL

1427-FN

AN ACT

relative to membership in the retirement system for certain officials.

SPONSORS:

Rep. Freeman, Hills. 12

COMMITTEE:

Executive Departments and Administration

ANALYSIS

This bill allows a school district governing body to exempt the superintendent of schools from compulsory membership in the retirement system.

Explanation:

Matter added to current law appears in *bold italics*.

Matter removed from current law appears [~~in brackets and struckthrough~~].

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Eighteen

AN ACT relative to membership in the retirement system for certain officials.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 Retirement System; Exemption from Membership; Certain School Officials. Amend RSA 100-
2 A:22 to read as follows:

3 100-A:22 Modifications.

4 I. Membership in the retirement system shall be optional for officers and employees of the
5 employer who are in the service of the employer on the date when participation becomes effective,
6 and any such officer or employee who elects to join the retirement system within one year
7 thereafter shall be credited with prior service covering such periods of prior service rendered to
8 such employer for which the employer is willing to make accrued liability contributions. If the
9 employer is unable or unwilling to make such contributions, a member in service may petition the
10 board of trustees for periods of prior service rendered to such employer. Upon payment by the
11 member of the amount determined in accordance with RSA 100-A:3, VI(b) and with the approval of
12 the board, the member shall receive credit for such prior service. Thereafter, service for such
13 employer on account of which contributions are made by the employer and member shall also be
14 considered as creditable service. However, in no event shall prior service purchased as creditable
15 service under this section be used as creditable service for the purpose of eligibility for medical
16 benefits under RSA 100-A:52, RSA 100-A:52-a, or RSA 100-A:52-b.

17 II. Membership shall be compulsory for all employees entering the service of such employer
18 after the date participation becomes effective. *Except that:*

19 (a) Municipalities may, by action of their city council or board of selectmen, exempt
20 their chief administrative officer, at the time of initial hiring or appointment, from compulsory
21 membership provided herein. The chief fiscal officer of the employer, and the heads of its
22 departments, shall submit to the board of trustees such information and shall cause to be performed
23 with respect to the employees of such employer, who are members of the retirement system, such
24 duties as shall be prescribed by the trustees in order to carry out the provisions of this chapter.

25 (b) *School districts may, by action of their governing body, exempt their*
26 *superintendent of schools, at the time of initial hiring or appointment, from compulsory*
27 *membership provided herein. If such exemption is adopted, a superintendent of schools*
28 *who was enrolled as a member in the retirement system within the 2-year period preceding*
29 *the effective date of this subparagraph may make a request to the school district*
30 *governing body to withdraw from membership. Upon approval of a withdrawal from*
31 *membership and notice provided to the retirement system, a superintendent who ceases to*