

BILL NO. 36-0125

Thirty-Sixth Legislature of the Virgin Islands

July 23, 2025

An act amending title 3 Virgin Islands Code, chapters 25 and 27 relating to simultaneous payment of non-legislative annuities to serving members of the Legislature of the Virgin Islands

PROPOSED BY: Senator Milton E. Potter, by Request of the Governor

WHEREAS, retirees who return to government service, including those elected as governor or lieutenant governor, are not allowed to collect both a salary and a pension under Virgin Islands law;

WHEREAS, current law creates a special exception for members of the Legislature of the Virgin Islands, allowing them to collect both a retirement annuity for past government service and their legislative salary;

WHEREAS, this special exception for legislators is unfair to other government retirees returning to service, and undermines public trust in the government retirement system;

WHEREAS, this practice of is fiscally irresponsible while the Government Employees Retirement System is severely underfunded and the Territory faces serious financial challenges; and

WHEREAS, repealing this special exception will bring consistency to the law, support fairness and help to protect the long-term health of the public pension system; Now, Therefore,

1 *Be it enacted by the Legislature of the Virgin Islands:*

2 **SECTION 1.** Title 3 Virgin Islands Code is amended as follows:

3 (a) In chapter 25, section 714, by striking subsection (g) and redesignating the
4 remaining subsections accordingly; and

5 (b) In chapter 27, section 763 by striking subsection (g) and redesignating the
6 remaining subsections accordingly.

7 **SECTION 2.** This act takes effect 90 days after enactment.

8 **BILL SUMMARY**

9 This bill amends title 3 Virgin Islands Code, chapter 25 and 27, by striking subsections
10 relating to the simultaneous payment of non-legislative annuities to serving members of the
11 Legislature of the Virgin Islands.

12 **BR25-0716/July 22, 2025/LMW**
13 **G36-019**