

1 ENGROSSED SENATE
2 BILL NO. 726

By: Barrington of the Senate

3 and

4 Armes of the House

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7 An Act relating to retirement; amending 11 O.S. 2001,
8 Sections 49-103 and 49-124, which relate to the
9 Oklahoma Firefighters Pension and Retirement System;
10 modifying date; modifying requirement for certain
11 fire departments to report certain information; and
12 declaring an emergency.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 11 O.S. 2001, Section 49-103, is
15 amended to read as follows:

16 Section 49-103. A. The mayor, the clerk and the treasurer of
17 every incorporated municipality are, in addition to the duties now
18 required of them, hereby created and constituted, together with
19 three members from the fire department of such municipality, a local
20 firefighters pension and retirement board of each such municipality,
21 which board shall be known as the Local Firefighters Pension and
22 Retirement Board. The fire department of each such municipality
23 shall elect, by ballot, three members of such fire department, one
24 of whom shall serve for the term of one (1) year, and one for the
term of two (2) years, and one for the term of three (3) years, and

1 thereafter such fire department shall, every year, elect by ballot
2 one of its members to serve for the term of three (3) years upon the
3 local board; provided, the provisions of this article shall not
4 apply to any municipality where no regularly organized fire
5 department is maintained, nor to any municipality where the fire
6 department has firefighting apparatus of less than One Thousand
7 Dollars (\$1,000.00) value.

8 B. Local firefighter pension and retirement boards of
9 participating employers of the Oklahoma Firefighters Pension and
10 Retirement System shall be terminated on December 31, ~~2000~~ 2009, and
11 all powers, duties and functions shall be assumed by the Executive
12 Director unless a majority of the active firefighters of an affected
13 fire department elect to continue their local firefighter pension
14 and retirement board before the termination date prescribed by this
15 subsection, provided that an election shall be held within twenty
16 (20) days of the date a petition is presented to the fire chief of a
17 fire department signed by at least ten percent (10%) of the active
18 firefighters on the rolls as of the petition date requesting an
19 election to continue the local firefighter pension and retirement
20 board.

21 SECTION 2. AMENDATORY 11 O.S. 2001, Section 49-124, is
22 amended to read as follows:

23 Section 49-124. On forms supplied by the State Board, it is
24 hereby made the duty of the clerk of each participating municipality

1 ~~or fire protection district~~ in which an organized department is
2 maintained ~~having fire fighting apparatus of the value of One~~
3 ~~Thousand Dollars (\$1,000.00) or more,~~ to record annually with the
4 State Board the name of such fire department and the number of fire
5 fighters with their names, birthdate, date of appointment and date
6 of expiration of term of service.

7 SECTION 3. It being immediately necessary for the preservation
8 of the public peace, health and safety, an emergency is hereby
9 declared to exist, by reason whereof this act shall take effect and
10 be in full force from and after its passage and approval.

11 Passed the Senate the 11th day of March, 2009.

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Presiding Officer of the Senate

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15 Passed the House of Representatives the ____ day of _____,
16 2009.

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Presiding Officer of the House
of Representatives

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