

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 53rd Legislature (2011)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 2032

 By: Sullivan

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8 COMMITTEE SUBSTITUTE

9 An Act relating to counties and county officers;
10 amending 19 O.S. 2001, Section 953, which relates to
11 retirement systems of county employees; modifying
12 population requirements; and providing an effective
13 date.

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

15 SECTION 1. AMENDATORY 19 O.S. 2001, Section 953, is
16 amended to read as follows:

17 Section 953. A. Every county establishing a retirement fund
18 and system and having a population in excess of ~~five hundred ninety~~
19 ~~thousand (590,000)~~ six hundred twenty-five thousand (625,000)
20 according to the latest Federal Decennial Census is hereby
21 authorized to contribute to such fund and to pay to the treasurer of
22 such fund for the use and benefit of the persons eligible for
23 retirement benefits such amounts as the board of trustees may

1 authorize by resolution not exceeding the limitation as provided in
2 Section 954 of this title. Money on hand in this fund shall not be
3 available for any other purpose and shall not be used for any
4 purpose other than for retirement benefits to eligible persons
5 except as provided in Section 952.2 of this title; provided that
6 should any county employee who has contributed to such retirement
7 fund cease, either by resignation, discharge or failure of
8 re-election, to be a county employee at any time before such
9 employee becomes eligible for retirement, such employee shall be
10 entitled to receive from the retirement fund an amount, without
11 interest, equal to the sum deducted from his or her salary and
12 credited to the retirement fund, and the board of trustees is hereby
13 authorized and required, on written demand of such employee, to
14 return to such employee, without interest, all funds contributed by
15 such employee; and, provided further, that should any county
16 employee whose services as such employee shall have ceased prior to
17 such employee being eligible for retirement, and should such
18 employee have withdrawn his or her contribution to the retirement
19 fund as provided herein, such employee shall not thereafter become
20 eligible for retirement unless he or she shall have paid into the
21 pension fund all money previously withdrawn therefrom by such
22 employee by September 1, 1984, for those employees that again became
23 county employees prior to July 1, 1984, and within sixty (60) days

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1 after an employee again becomes a county employee for those
2 employees that again become county employees on or after July 1,
3 1984.

4 B. Every county establishing a retirement fund and system and
5 not having a population in excess of ~~five hundred ninety thousand~~
6 ~~(590,000)~~ six hundred twenty-five thousand (625,000) according to
7 the latest Federal Decennial Census is hereby authorized to
8 contribute to such fund and to pay to the treasurer of such fund for
9 the use and benefit of the persons eligible for retirement benefits
10 such amounts as the board of trustees may authorize by resolution
11 not exceeding the limitation as provided in Section 954 of this
12 title. Money on hand in this fund shall not be available for any
13 other purpose and shall not be used for any purpose other than for
14 retirement benefits to eligible persons except as provided in
15 Section 952.2 of this title; provided that should any county
16 employee who has contributed to such retirement fund cease, either
17 by resignation, discharge or failure of re-election, to be a county
18 employee at any time before such employee becomes eligible for
19 retirement, such employee shall be entitled to receive from the
20 retirement fund an amount, without interest, equal to the sum
21 deducted from his or her salary and credited to the retirement fund,
22 and the board of trustees is hereby authorized and required, on
23 written demand of such employee, to return to such employee, without

1 interest, all funds contributed by such employee; and, provided
2 further, that should any county employee whose services as such
3 employee shall have ceased prior to such employee being eligible for
4 retirement, and should such employee have withdrawn his or her
5 contribution to the retirement fund as provided herein, such an
6 employee, otherwise meeting the eligibility requirements for
7 membership, who has withdrawn his or her accumulated contributions
8 at any period of time, and who wishes to reinstate the creditable
9 service covered by such contributions, shall pay the system the full
10 amount of contributions previously withdrawn with interest thereon
11 at the annual percentage rate of ten percent (10%) from the date
12 withdrawn. The withdrawn contributions plus interest must be repaid
13 by August 31, 1994 to reinstate such creditable service. Any
14 increase in benefits resulting from reinstatement of creditable
15 service under this subsection shall be prospective from the date of
16 repayment. Nothing in this subsection shall apply to alter any
17 amount of benefits paid or due prior to repayment of the withdrawn
18 contributions.

19 SECTION 2. This act shall become effective November 1, 2011.

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21 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT, dated 03-03-
22 2011 - DO PASS, As Amended.
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