

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 HOUSE BILL 1873

By: Billy

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5  
6 AS INTRODUCED

7 An Act relating to public finance; amending 62 O.S.  
8 2011, Section 3103, which relates to the Oklahoma  
9 Pension Legislation Actuarial Analysis Act; modifying  
10 definitions; providing an effective date; and  
11 declaring an emergency.

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

14 SECTION 1. AMENDATORY 62 O.S. 2011, Section 3103, is  
15 amended to read as follows:

16 Section 3103. As used in the Oklahoma Pension Legislation  
17 Actuarial Analysis Act:

18 1. "Amendment" means any amendment, including a substitute  
19 bill, made to a retirement bill by any committee of the House or  
20 Senate, any conference committee of the House or Senate or by the  
21 House or Senate;

22 2. "RB number" means that number preceded by the letters "RB"  
23 assigned to a retirement bill by the respective staffs of the  
24 Oklahoma State Senate and the Oklahoma House of Representatives when

1 the respective staff office prepares a retirement bill for a member  
2 of the Legislature;

3 3. "Legislative Actuary" means the firm or entity that enters  
4 into a contract with the Legislative Service Bureau pursuant to  
5 Section 452.15 of Title 74 of the Oklahoma Statutes to provide the  
6 actuarial services and other duties provided for in the Oklahoma  
7 Pension Legislation Actuarial Analysis Act;

8 4. "Nonfiscal amendment" means an amendment to a retirement  
9 bill having a fiscal impact, which amendment does not change any  
10 factor of an actuarial investigation specified in subsection A of  
11 Section 3109 of this title;

12 5. "Nonfiscal retirement bill" means a retirement bill which  
13 does not affect the cost or funding factors of a retirement system  
14 or a retirement bill which affects such factors only in a manner  
15 which does not:

16 a. grant a benefit increase under the retirement system  
17 affected by the bill, except for cost-of-living  
18 adjustments provided to retirees of the Oklahoma  
19 Public Employees Retirement System, if the funded  
20 status of the System is equal to or greater than  
21 eighty percent (80%) after the cost-of-living  
22 adjustment has been granted. As used in this  
23 subparagraph, "funded status" shall mean the ratio  
24 obtained by dividing the actuarial value of retirement

1           system assets by the retirement system actuarial  
2           accrued liability,

3           b.    create an actuarial accrued liability for or increase  
4           the actuarial accrued liability of the retirement  
5           system affected by the bill, or

6           c.    increase the normal cost of the retirement system  
7           affected by the bill except as otherwise provided by  
8           subparagraph a of this paragraph.

9   A nonfiscal retirement bill shall include any retirement bill that  
10 has as its sole purpose the appropriation or distribution or  
11 redistribution of monies in some manner to a retirement system for  
12 purposes of reducing the unfunded liability of such system or the  
13 earmarking of a portion of the revenue from a tax to a retirement  
14 system or increasing the percentage of the revenue earmarked from a  
15 tax to a retirement system~~;~~;

16       6.   "Reduction in cost amendment" means an amendment to a  
17 retirement bill having a fiscal impact which reduces the cost of the  
18 bill as such cost is determined by the actuarial investigation for  
19 the bill prepared pursuant to Section 3109 of this title;

20       7.   "Retirement bill" means any bill or joint resolution  
21 introduced or any bill or joint resolution amended by a member of  
22 the Oklahoma Legislature which creates or amends any law directly  
23 affecting a retirement system. A retirement bill shall not mean a  
24 bill or resolution that impacts the revenue of any state tax in

1 which a portion of the revenue generated from such tax is earmarked  
2 for the benefit of a retirement system;

3 8. "Retirement bill having a fiscal impact" means any  
4 retirement bill creating or establishing a retirement system and any  
5 other retirement bill other than a nonfiscal retirement bill; and

6 9. "Retirement system" means the Teachers' Retirement System of  
7 Oklahoma, the Oklahoma Public Employees Retirement System, the  
8 Uniform Retirement System for Justices and Judges, the Oklahoma  
9 Firefighters Pension and Retirement System, the Oklahoma Police  
10 Pension and Retirement System, the Oklahoma Law Enforcement  
11 Retirement System, or a retirement system established after January  
12 1, 2006.

13 SECTION 2. This act shall become effective July 1, 2013.

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

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19 54-1-5185 MAH 12/28/12

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