

STATE OF OKLAHOMA

1st Session of the 57th Legislature (2019)

COMMITTEE SUBSTITUTE
 FOR ENGROSSED
 HOUSE BILL NO. 2304

By: Frix, Luttrell, Kerbs,
 Branham, Kannady, May,
 Dunnington, Munson, Conley,
 Meredith, Rosecrants,
 Dollens, Perryman, Loring,
 Ranson, West (Tammy),
 Fetgatter, Baker, Fugate,
 Humphrey, Sneed, Pae,
 Tadlock, Nollan, Manger,
 Albright, Lawson, Goodwin,
 West (Josh), Moore, Roberts
 (Sean), Mize, Hill and
 McBride of the House

and

Pemberton, Rosino,
 Pederson, Dugger, Hall,
 Scott, Stanley, Kidd,
 Weaver, Boggs, Hicks and
 Silk of the Senate

COMMITTEE SUBSTITUTE

An Act relating to public retirement systems;
 authorizing benefit increase for certain retired
 members of the Oklahoma Firefighters Pension and
 Retirement System; providing for offset; authorizing
 benefit increase for certain retired members of the
 Oklahoma Police Pension and Retirement System;
 providing for offset; authorizing retirement benefit
 increase for certain retired members of the Uniform
 Retirement System for Justices and Judges;
 authorizing retirement benefit increase for certain
 retired members of the Oklahoma Law Enforcement
 Retirement System; providing for offset; authorizing
 retirement benefit increase for certain retired

1 members of the Teachers' Retirement System of
2 Oklahoma; authorizing retirement benefit increase for
3 certain retired members of the Oklahoma Public
Employees Retirement System; and providing for
4 codification.
5

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

7 SECTION 1. NEW LAW A new section of law to be codified
8 in the Oklahoma Statutes as Section 49-143.7 of Title 11, unless
9 there is created a duplication in numbering, reads as follows:

10 A. Except as provided in subsection B of this section and
11 except for persons receiving benefits pursuant to Section 49-101 of
12 Title 11 of the Oklahoma Statutes, any person receiving benefits
13 from the Oklahoma Firefighters Pension and Retirement System as of
14 December 31, 2018, who continues to receive benefits on or after the
15 effective date of this act shall receive a two-percent, cost-of-
16 living-adjustment increase in calendar year 2020 and on such date as
17 provided in Section 3111 of Title 62 of the Oklahoma Statutes.

18 B. Any increase in benefits a person is eligible to receive
19 pursuant to subsection C of this section after June 30, 2018, shall
20 be used to offset the increase in benefits provided in subsection A
21 of this section.

22 C. Any person receiving a pension who became a member of the
23 System prior to January 1, 1981, which was based upon a percentage
24 of the average salary paid to him or her during the last thirty (30)

1 or sixty (60) months of his or her service, shall have such pension,
2 or the pension of his or her surviving spouse, increased or
3 decreased by one-half (1/2) of all increases or decreases which
4 shall occur in the salary of the regular firefighters in the
5 municipality from which the person is receiving a pension; provided,
6 that the pension shall never be reduced below the original pension
7 paid to such person for that purpose. For the purposes of this
8 subsection, the term "regular firefighters" means salaried
9 firefighters who have reached their maximum salary as "privates" in
10 their departments and have not been promoted to a position of rank.
11 It shall be a violation of this subsection to establish a special
12 classification for the purpose of evading the intent of this
13 subsection.

14 D. On the effective date of this act, any persons receiving
15 benefits pursuant to Section 49-101 of Title 11 of the Oklahoma
16 Statutes shall each receive a benefit equal to Seven Dollars and
17 sixty-eight cents (\$7.68) for each year of credited service not to
18 exceed thirty (30) years of service.

19 SECTION 2. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 50-136.9 of Title 11, unless
21 there is created a duplication in numbering, reads as follows:

22 A. Except as provided in subsection B of this section, any
23 person receiving benefits from the Oklahoma Police Pension and
24 Retirement System as of December 31, 2018, who continues to receive

1 benefits on or after the effective date of this act, shall receive a
2 two-percent, cost-of-living-adjustment increase in calendar year
3 2020 and on such date as provided in Section 3111 of Title 62 of the
4 Oklahoma Statutes.

5 B. Any increase in benefits a person is eligible to receive
6 pursuant to subsection C of this section after June 30, 2018, shall
7 be offset by the increase in benefits, if any, provided by this
8 section.

9 C. The pension of any member or beneficiary of any member whose
10 membership began prior to January 1, 1981, shall upon the increase
11 or decrease of the base salary of a regular police officer of a
12 municipality be adjusted by one-third (1/3) of such increase or
13 decrease, provided that no pension shall be less than one-third
14 (1/3) of the base salary of a regular police officer, nor be reduced
15 to an amount less than the pension at which the officer retired.

16 SECTION 3. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 1104K of Title 20, unless there
18 is created a duplication in numbering, reads as follows:

19 Any person receiving benefits from the Uniform Retirement System
20 for Justices and Judges as of December 31, 2018, who continues to
21 receive benefits on or after the effective date of this act, shall
22 receive a two-percent, cost-of-living-adjustment increase in
23 calendar year 2020 and on such date as provided in Section 3111 of
24 Title 62 of the Oklahoma Statutes.

1 SECTION 4. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 2-305.12 of Title 47, unless
3 there is created a duplication in numbering, reads as follows:

4 A. Except as provided in subsection B of this section, any
5 person receiving benefits from the Oklahoma Law Enforcement
6 Retirement System as of December 31, 2018, who continues to receive
7 benefits on or after the effective date of this act, shall receive a
8 two-percent, cost-of-living-adjustment increase in calendar year
9 2020 on such date as provided in Section 3111 of Title 62 of the
10 Oklahoma Statutes.

11 B. Any increase in benefits a person is eligible to receive
12 pursuant to subsection B, C or D of Section 2-305 of Title 47 of the
13 Oklahoma Statutes, on or after the effective date of this act, shall
14 be offset by the increase in benefits, if any, provided by this
15 section.

16 SECTION 5. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 17-116.22 of Title 70, unless
18 there is created a duplication in numbering, reads as follows:

19 A. Any person receiving benefits from the Teachers' Retirement
20 System of Oklahoma as of December 31, 2018, other than those
21 benefits specified in subsection B of this section, who continues to
22 receive benefits on or after the effective date of this act, shall
23 receive a two-percent, cost-of-living-adjustment increase in
24

1 calendar year 2020 and on such date as provided in Section 3111 of
2 Title 62 of the Oklahoma Statutes.

3 B. Any person receiving benefits pursuant to subsection (3) of
4 Section 17-105 of Title 70 of the Oklahoma Statutes whose benefits
5 commenced prior to the effective date of this act, and who continues
6 to receive benefits on or after the effective date of this act,
7 shall receive a two-percent, cost-of-living-adjustment increase in
8 calendar year 2020 and on such date as provided in Section 3111 of
9 Title 62 of the Oklahoma Statutes.

10 SECTION 6. NEW LAW A new section of law to be codified
11 in the Oklahoma Statutes as Section 930.11 of Title 74, unless there
12 is created a duplication in numbering, reads as follows:

13 Any person receiving benefits from the Oklahoma Public Employees
14 Retirement System as of December 31, 2018, who continues to receive
15 benefits on or after the effective date of this act, shall receive a
16 two-percent, cost-of-living-adjustment increase in calendar year
17 2020 and on such date as provided in Section 3111 of Title 62 of the
18 Oklahoma Statutes.

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