

1 **SENATE FLOOR VERSION**

2 February 24, 2020

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1574

By: Stanislawski of the Senate

and

Gann of the House

8
9 An Act relating to county pensions; amending 19 O.S.
10 2011, Sections 954, as amended by Section 1, Chapter
11 380, O.S.L. 2019, 957-1, 960, and 961 (19 O.S. Supp.
12 2019, Section 954), which relate to maximum
13 contributions, contribution limits, payment of
14 certain employer contributions from court funds, and
15 employees whose salaries are paid from the Law
16 Library Fund; authorizing a one-time lump sum
17 contribution in certain circumstances; modifying
18 amount county and court fund may pay into county
19 retirement system; modifying certain credit for
20 employment of drainage district employees; modifying
21 limit of certain total contributions; deleting
22 obsolete language; updating statutory language;
23 providing an effective date; and declaring an
24 emergency.

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

SECTION 1. AMENDATORY 19 O.S. 2011, Section 954, as
amended by Section 1, Chapter 380, O.S.L. 2019 (19 O.S. Supp. 2019,
Section 954), is amended to read as follows:

Section 954. It shall be the mandatory duty of the board of
county commissioners of any county establishing a retirement fund

1 and system to appropriate annually, for the sole use of the
2 retirement fund within its general fund and subject to the approval
3 of the county excise board, a sum which shall be equal to or exceed
4 the contributions made to the retirement fund by the employees.

5 Such appropriation shall not exceed the sum of the current annual
6 salaries of all employees to be covered in the following
7 percentages:

8 July 1, 2007 - June 30, 2008 13 1/2%

9 July 1, 2008 - June 30, 2009 14 1/2%

10 July 1, 2009 - June 30, 2010 15 1/2%

11 July 1, 2010 - June 30, 2019 16 1/2%

12 July 1, 2019 - June 30, 2020

13 and each year thereafter 18 1/2%

14 Beginning July 1, 2019, the total employer and employee
15 contributions shall not exceed eighteen and one-half percent (18.5%)
16 of the monthly compensation of each member. The governing body of
17 the participating employers listed in this section may vary the
18 percentage contribution of the employer and employee, provided the
19 total percentage contributed by the employer and employee equals the
20 total percentage contribution required by this section. Payment of
21 such shall be paid to the fund upon verified claims by the treasurer
22 of the fund approved by the board of trustees and attested by its
23 clerk. For any contribution made on or after July 1, 2019, to June
24 30, 2020, of less than eighteen and one-half percent (18.5%), an

1 employer may retroactively make a one-time lump sum contribution of
2 an amount equal to the difference between the actual total
3 contribution that was made and the total contribution amount equal
4 to eighteen and one-half percent (18.5%).

5 SECTION 2. AMENDATORY 19 O.S. 2011, Section 957-1, is
6 amended to read as follows:

7 Section 957-1. The county commissioners of any county
8 establishing a drainage district or districts, and establishing a
9 county retirement system, in addition to the duties and authority
10 now provided by law, are hereby authorized to pay into the
11 retirement system of such county for the use and benefit of the
12 employees eligible for retirement benefits, such amounts as the ~~said~~
13 board of county commissioners may authorize by resolution not
14 exceeding the current annual salaries of all employees to be covered
15 in the ~~following~~ percentages ÷

16 ~~July 1, 2009 – June 30, 2010~~ ~~15 1/2%~~

17 ~~July 1, 2010 – June 30, 2011~~

18 ~~and each year thereafter~~ ~~16 1/2%~~

19 ~~Beginning July 1, 2009, the total employer and employee~~
20 ~~contributions shall not exceed sixteen and one-half percent (16.5%)~~
21 ~~of the monthly compensation of each member~~ set forth in Section 954
22 of this title. Provided further, that drainage district employees
23 becoming qualified by this ~~act~~ section shall be credited as to
24 eligibility for the full time of their county employment until

1 November 1, 2020; and, provided further, in the event of retroactive
2 eligibility such employees shall be required to pay into the
3 retirement system fund an amount equal to that which would have
4 otherwise been paid by such employees in order to gain credit for
5 such time of employment.

6 SECTION 3. AMENDATORY 19 O.S. 2011, Section 960, is
7 amended to read as follows:

8 Section 960. A. In addition to all other items which are now
9 or may hereafter be authorized to be paid from the court fund, it
10 shall be the mandatory duty of the governing board of the court fund
11 to pay annually for the sole use of the retirement system a sum
12 equal to the contributions made to the retirement fund by the
13 employees, but not to exceed the ~~following~~ percentages set forth in
14 Section 954 of this title of the current annual salaries of all
15 employees whose salaries are paid either in whole or in part out of
16 the court funds of such county÷.

17 ~~July 1, 2009 – June 30, 2010~~ ~~15 1/2%~~

18 ~~July 1, 2010 – June 30, 2011~~

19 ~~and each year thereafter~~ ~~16 1/2%~~

20 ~~Beginning July 1, 2009, the~~ The total employer and employee
21 contributions shall not exceed ~~sixteen and one-half percent (16.5%)~~
22 the percentages of the monthly compensation of each member
23 established in Section 954 of this title.

1 B. It shall be the mandatory duty of the governing board of the
2 court fund to pay annually from the court fund to a county
3 retirement system which is not a participant in the Oklahoma Public
4 Employees Retirement System, the employer's contribution for that
5 court reporter who pursuant to the provisions of Section 106.8 of
6 Title 20 of the Oklahoma Statutes, exercised his or her option to
7 continue as a member of the county retirement system following
8 January 13, 1969. The contributions to be so paid shall be limited
9 to the amount provided for in ~~subsection A of this section~~ Section
10 954 of this title. ~~The provisions of this subsection shall operate~~
11 ~~retroactively to take effect on and after January 13, 1969.~~

12 SECTION 4. AMENDATORY 19 O.S. 2011, Section 961, is
13 amended to read as follows:

14 Section 961. In addition to all other items which are now or
15 may hereafter be authorized to be paid from the Law Library Fund, it
16 shall be the mandatory duty of the trustees of the Law Library Fund
17 to pay annually for the sole use of the retirement system a sum
18 equal to the contributions made to the Retirement Fund by the
19 employees, but not to exceed the ~~following~~ percentages of the
20 current annual salaries, established in Section 954 of this title,
21 of all employees whose salaries are paid either in whole or in part
22 out of the Law Library Fund of such county÷

23 July 1, 2009 — June 30, 2010 ————— 15 1/2%
24

~~July 1, 2010 — June 30, 2011~~

~~and each year thereafter 16 1/2%~~

~~Beginning July 1, 2009, the total employer and employee contributions shall not exceed sixteen and one-half percent (16.5%) of the monthly compensation of each member.~~ The total employer and employee contributions shall not exceed the percentages of the monthly compensation of each member set forth in Section 954 of this title.

SECTION 5. This act shall become effective July 1, 2020.

SECTION 6. It being immediately necessary for the preservation of the public peace, health or safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

COMMITTEE REPORT BY: COMMITTEE ON RETIREMENT AND INSURANCE
February 24, 2020 - DO PASS AS AMENDED