

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 SENATE BILL 1574

By: Stanislawski

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5  
6 AS INTRODUCED

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

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

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

23 Section 954. It shall be the mandatory duty of the board of  
24 county commissioners of any county establishing a retirement fund  
and system to appropriate annually, for the sole use of the  
retirement fund within its general fund and subject to the approval  
of the county excise board, a sum which shall be equal to or exceed  
the contributions made to the retirement fund by the employees.

1 Such appropriation shall not exceed the sum of the current annual  
2 salaries of all employees to be covered in the following  
3 percentages:

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

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

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

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

8 July 1, 2019 - June 30, 2020

9 and each year thereafter 18 1/2%

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

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

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

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

13 July 1, 2010 - June 30, ~~2011~~  
14 ~~and each year thereafter~~

15 2019 16 1/2%

16 July 1, 2019 - June 30, 2020

17 and each year thereafter 18 1/2%

18 Beginning July 1, 2009, the total employer and employee  
19 contributions shall not exceed sixteen and one-half percent (16.5%)  
20 of the monthly compensation of each member and beginning July 1,  
21 2019, shall not exceed eighteen and one-half percent (18.5%).

22 Provided further, that drainage district employees becoming  
23 qualified by this ~~act~~ section shall be credited as to eligibility  
24 for the full time of their county employment; and, provided further,

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

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

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

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

16 July 1, 2010 - June 30, ~~2011~~

17 ~~and each year thereafter~~

18 2019 16 1/2%

19 July 1, 2019 - June 30, 2020

20 and each year thereafter 18 1/2%

21 Beginning July 1, 2009, the total employer and employee  
22 contributions shall not exceed sixteen and one-half percent (16.5%)  
23 of the monthly compensation of each member and beginning July 1,  
24 2020, shall not exceed eighteen and one-half percent (18.5%).

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. ~~The~~  
10 ~~provisions of this subsection shall operate retroactively to take~~  
11 ~~effect on and after January 13, 1969.~~

12 SECTION 4. This act shall become effective July 1, 2020.

13 SECTION 5. It being immediately necessary for the preservation  
14 of the public peace, health or safety, an emergency is hereby  
15 declared to exist, by reason whereof this act shall take effect and  
16 be in full force from and after its passage and approval.

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