

1 ENGROSSED SENATE AMENDMENT  
TO  
2 ENGROSSED HOUSE  
BILL NO. 2065

By: Ford and Moore of the House

and

Weaver of the Senate

3  
4  
5  
6  
7 [ public retirement systems - Oklahoma Pension  
8 Legislation Actuarial Analysis Act - Oklahoma Law  
9 Enforcement Retirement System - contingent effect -  
10 emergency ]  
11  
12

13 AUTHOR: Add the following Senate Coauthor: Garvin

14 AMENDMENT NO. 1. Page 1, strike the stricken title, enacting clause  
and entire bill and insert  
15

16 "An Act relating to public retirement systems;  
amending 62 O.S. 2021, Section 3103, which relates to  
17 the Oklahoma Pension Legislation Actuarial Analysis  
Act; updating statutory references; modifying  
18 definition; amending 47 O.S. 2021, Section 2-305,  
which relates to retirement pay; providing for  
19 application of certain salary computation to specific  
system members; conforming language; providing  
20 conditional effective dates; and declaring an  
emergency.  
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23 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:  
24

SECTION 1. AMENDATORY 62 O.S. 2021, Section 3103, is amended to read as follows:

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

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

2. "RB number" means that number preceded by the letters "RB" assigned to a retirement bill by the respective staffs of the Oklahoma State Senate and the Oklahoma House of Representatives when the respective staff office prepares a retirement bill for a member of the Legislature;

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

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

5. "Nonfiscal retirement bill" means a retirement bill:

- 1           a.    which does not affect the cost or funding factors of a  
2                retirement system,
- 3           b.    which affects such factors only in a manner which does  
4                not:
- 5                (1)   grant a benefit increase under the retirement  
6                    system affected by the bill,
- 7                (2)   create an actuarial accrued liability for or  
8                    increase the actuarial accrued liability of the  
9                    retirement system affected by the bill, or
- 10             (3)   increase the normal cost of the retirement system  
11                affected by the bill,
- 12           c.    which authorizes the purchase by an active member of  
13                the retirement system, at the actuarial cost for the  
14                purchase as computed pursuant to the statute in effect  
15                on the effective date of the measure allowing such  
16                purchase, of years of service for purposes of reaching  
17                a normal retirement date in the applicable retirement  
18                system, but which cannot be used in order to compute  
19                the number of years of service for purposes of  
20                computing the retirement benefit for the member,
- 21           d.    which provides for the computation of a service-  
22                connected disability retirement benefit for members of  
23                the Oklahoma Law Enforcement Retirement System  
24                pursuant to Section 2-305 of Title 47 of the Oklahoma

- 1 Statutes if the members were unable to complete twenty  
2 (20) years of service as a result of the disability,  
3 e. which requires membership in the defined benefit plan  
4 authorized by Section 901 et seq. of Title 74 of the  
5 Oklahoma Statutes for persons whose first elected or  
6 appointed service occurs on or after November 1, 2018,  
7 if such persons had any prior service in the Oklahoma  
8 Public Employees Retirement System prior to November  
9 1, 2015,  
10 f. which provides for a one-time increase in retirement  
11 benefits if the increase in retirement benefits is not  
12 a permanent increase in the gross annual retirement  
13 benefit payable to a member or beneficiary, occurs  
14 only once pursuant to a single statutory authorization  
15 and does not exceed:  
16 (1) the lesser of two percent (2%) of the gross  
17 annual retirement benefit of the member or One  
18 Thousand Dollars (\$1,000.00) and requires that  
19 the benefit may only be provided if the funded  
20 ratio of the affected retirement system would not  
21 be less than sixty percent (60%) but not greater  
22 than eighty percent (80%) after the benefit  
23 increase is paid,  
24

- 1           (2) the lesser of two percent (2%) of the gross  
2           annual retirement benefit of the member or One  
3           Thousand Two Hundred Dollars (\$1,200.00) and  
4           requires that the benefit may only be provided if  
5           the funded ratio of the affected retirement  
6           system would be greater than eighty percent (80%)  
7           but not greater than one hundred percent (100%)  
8           after the benefit increase is paid,
- 9           (3) the lesser of two percent (2%) of the gross  
10          annual retirement benefit of the member or One  
11          Thousand Four Hundred Dollars (\$1,400.00) and  
12          requires that the benefit may only be provided if  
13          the funded ratio of the affected retirement  
14          system would be greater than one hundred percent  
15          (100%) after the benefit increase is paid, or
- 16          (4) the greater of two percent (2%) of the gross  
17          annual retirement benefit of the volunteer  
18          firefighter or One Hundred Dollars (\$100.00) for  
19          persons who retired from the Oklahoma  
20          Firefighters Pension and Retirement System as  
21          volunteer firefighters and who did not retire  
22          from the Oklahoma Firefighters Pension and  
23          Retirement System as a paid firefighter.
- 24

1 As used in this subparagraph, "funded ratio" means the  
2 figure derived by dividing the actuarial value of  
3 assets of the applicable retirement system by the  
4 actuarial accrued liability of the applicable  
5 retirement system,

6 g. which modifies the disability pension standard for  
7 police officers who are members of the Oklahoma Police  
8 Pension and Retirement System as provided by Section 3  
9 ~~of this act~~ 50-115 of Title 11 of the Oklahoma  
10 Statutes, or

11 h. which provides a cost-of-living benefit increase  
12 pursuant to the provisions of ~~Sections 2 through 7 of~~  
13 ~~this act:~~

14 (1) Section 49-143.7 of Title 11 of the Oklahoma  
15 Statutes,

16 (2) Section 50-136.9 of Title 11 of the Oklahoma  
17 Statutes,

18 (3) Section 1104K of Title 20 of the Oklahoma  
19 Statutes,

20 (4) Section 2-305.12 of Title 47 of the Oklahoma  
21 Statutes,

22 (5) Section 17-116.22 of Title 70 of the Oklahoma  
23 Statutes, or

24

1                   (6) Section 930.11 of Title 74 of the Oklahoma  
2                   Statutes, or

3           i. which provides for the reinstatement of retirement  
4           benefits for members of the Oklahoma Law Enforcement  
5           Retirement System pursuant to Section 2-305 of Title  
6           47 of the Oklahoma Statutes for those who were hired  
7           on or after November 1, 2012, or May 24, 2013.

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

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

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

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. AMENDATORY 47 O.S. 2021, Section 2-305, is  
14 amended to read as follows:

15 Section 2-305. A. Except as otherwise provided in this title,  
16 at any time after attaining normal retirement date, any member of  
17 the Oklahoma Law Enforcement Retirement System upon application for  
18 unreduced retirement benefits made and approved, may retire, and,  
19 during the remainder of the member's lifetime, receive annual  
20 retirement pay, payable in equal monthly payments, equal to two and  
21 one-half percent (2 1/2%) of the final average salary times years of  
22 credited service. If such retired member is reemployed by a state  
23 agency in a position which is not covered by the System, such  
24 retired member shall continue to receive in-service distributions



1 from the System. Prior to September 19, 2002, if such retired  
2 member was reemployed by a state agency in a position which is  
3 covered by the System, such member shall continue to receive in-  
4 service distributions from the System and shall not accrue any  
5 further credited service. If such a member is reemployed by a state  
6 agency in a position which is covered by the System on or after  
7 September 19, 2002, such member's monthly retirement payments shall  
8 be suspended until such member retires and is not reemployed by a  
9 state agency in a position which is covered by the System.

10 B. Beginning July 1, 1994, members who retired or were eligible  
11 to retire prior to July 1, 1980, or their surviving spouses shall  
12 receive annual retirement pay, payable in equal monthly payments,  
13 equal to the greater of their current retirement pay, or two and  
14 one-half percent (2 1/2%) of the actual paid gross salary being  
15 currently paid to a highway patrol officer, at the time each such  
16 monthly retirement payment is made, multiplied by the retired  
17 member's years of credited service.

18 C. Except as otherwise provided by this subsection, members of  
19 the System whose salary is set by statute who have retired after  
20 completion of the mandatory twenty (20) years of service, and those  
21 members with statutory salaries who retire after reaching the  
22 mandatory twenty-year retirement shall receive an annual retirement  
23 pay, payable in equal monthly installments, based upon the greater  
24 of either:

1        1. The top base salary currently paid to the highest  
2 nonsupervisory position in the participating agency at the time each  
3 such monthly retirement payment is made, limited to the annual  
4 salary limit of the Economic Growth and Tax Relief Reconciliation  
5 Act of 2001, as described in paragraph 9 of Section 2-300 of this  
6 title, multiplied by two and one-half percent (2 1/2%) multiplied by  
7 the number of years of credited service and fraction thereof for the  
8 following positions:

- 9            a. Oklahoma Highway Patrolman,
- 10           b. Communications Dispatcher,
- 11           c. Capitol Patrolman,
- 12           d. Lake Patrolman, and
- 13           e. Oklahoma State Bureau of Investigation - Special Agent  
14                or Criminalist; or

15        2. The member's final average salary as set forth in paragraph  
16 9 of Section 2-300 of this title, multiplied by two and one-half  
17 percent (2 1/2%), and multiplied by the number of years of credited  
18 service and fraction thereof.

19        No member of the System retired prior to July 1, 2002, shall  
20 receive a benefit less than the amount the member is receiving as of  
21 June 30, 2002.

22        The provisions of paragraph 1 of this subsection shall not be  
23 applicable to any member whose first participating service with the  
24 System occurs on or after November 1, 2012, except for those members

1 who died in the performance of their duties pursuant to Section 2-  
2 306 of this title.

3 D. Other members of the System whose retirement benefit is not  
4 otherwise prescribed by this section who have retired after  
5 completion of the mandatory twenty (20) years of service, and those  
6 members who retire after reaching the mandatory twenty-year  
7 retirement shall receive an annual retirement pay, payable in equal  
8 monthly payments, based upon the greater of either:

9 1. The actual average salary currently paid to the highest  
10 nonsupervisory position in the participating agency at the time each  
11 such monthly payment is made, limited to the annual salary limit of  
12 the Economic Growth and Tax Relief Reconciliation Act of 2001, as  
13 described in paragraph 9 of Section 2-300 of this title, multiplied  
14 by two and one-half percent (2 1/2%), multiplied by the number of  
15 years of credited service and fraction thereof for the following  
16 positions:

- 17 a. Alcoholic Beverage Laws Enforcement Commission - ABLE  
18 Commission Agent III,
- 19 b. Oklahoma State Bureau of Narcotics and Dangerous Drugs  
20 Control - Narcotics Agent III,
- 21 c. Oklahoma Tourism and Recreation Department - Park  
22 Ranger II,
- 23 d. State Board of Pharmacy - Pharmacy Inspector,
- 24 e. University of Oklahoma - Police Officer, and

1 f. Oklahoma State University - Police Officer; or

2 2. The other member's final average salary as set forth in  
3 paragraph 9 of Section 2-300 of this title, multiplied by two and  
4 one-half percent (2 1/2%), multiplied by the number of years of  
5 credited service and fraction thereof.

6 No member of the System retired prior to July 1, 2002, shall  
7 receive a benefit less than the amount the member is receiving as of  
8 June 30, 2002. The participating employer must certify to the  
9 System in writing the actual average gross salary currently paid to  
10 the highest nonsupervisory position. The Board of Trustees shall  
11 promulgate such rules as are necessary to implement the provisions  
12 of this section.

13 The provisions of paragraph 1 of this subsection shall not be  
14 applicable to any member whose first participating service with the  
15 System occurs on or after May 24, 2013, except for those members who  
16 died in the performance of their duties pursuant to Section 2-306 of  
17 this title.

18 E. A member who meets the definition of disability as defined  
19 in paragraph 11 of Section 2-300 of this title by direct reason of  
20 the performance of the member's duties as an officer shall receive a  
21 monthly benefit equal to:

22 1. Two and one-half percent (2 1/2%);

23 2. Multiplied by:  
24

- 1           a.   twenty (20) years of credited service, if the member  
2                    had performed less than twenty (20) years of credited  
3                    service, notwithstanding the actual number of years of  
4                    credited service performed by the member prior to the  
5                    date of disability, or
- 6           b.   the actual number of years of credited service and  
7                    fraction thereof performed by the member prior to the  
8                    date of disability, if the member had performed twenty  
9                    (20) or more years of credited service;

10       3.   Multiplied by the greater of subparagraph a of this  
11 paragraph and division 1 of subparagraph b of this paragraph or  
12 division 2 of subparagraph b of this paragraph, as applicable:

- 13           a.   the final average salary of the member, as set forth  
14                    in paragraph 9 of Section 2-300 of this title, and
- 15           b.   (1) the top base salary currently paid to the highest  
16                    nonsupervisory position in the participating  
17                    agency of the member ~~whose first participating~~  
18                    ~~service with the System occurred before November~~  
19                    ~~1, 2012,~~ at the time each monthly payment is  
20                    made, limited to the annual salary limit of the  
21                    Economic Growth and Tax Relief Reconciliation Act  
22                    of 2001 described in paragraph 9 of Section 2-300  
23                    of this title, for the following positions:
- 24                    (a) Oklahoma Highway Patrolman,

- (b) Communications Dispatcher,
- (c) Capitol Patrolman,
- (d) Lake Patrolman, and
- (e) Oklahoma State Bureau of Investigation -  
Special Agent or Criminalist,

Provided, the participating employer must certify to the System in writing the top base salary currently paid to the highest nonsupervisory position for division 1 of subparagraph b of this paragraph, or

- (2) the actual average salary currently paid to the highest nonsupervisory position in the participating agency of the member ~~whose first participating service with the System occurred before May 24, 2013,~~ at the time each monthly payment is made, limited to the annual salary limit of the Economic Growth and Tax Relief Reconciliation Act of 2001, described in paragraph 9 of Section 2-300 of this title, for the following positions:

- (a) Alcoholic Beverage Laws Enforcement (ABLE) Commission - ABLE Commission Agent III,
- (b) Oklahoma State Bureau of Narcotics and Dangerous Drugs Control - Narcotics Agent III,

- 1 (c) Oklahoma Tourism and Recreation Department -  
2 Park Ranger II,  
3 (d) State Board of Pharmacy - Pharmacy  
4 Inspector,  
5 (e) University of Oklahoma - Police Officer, and  
6 (f) Oklahoma State University - Police Officer,

7 Provided, the participating employer must certify to the System  
8 in writing the actual average gross salary currently paid to the  
9 highest nonsupervisory position for division 2 of subparagraph b of  
10 this paragraph;

11 4. No member of the System receiving benefits prescribed by  
12 this subsection who retired prior to July 1, 2002, shall receive a  
13 benefit of less than the amount the member was receiving as of June  
14 30, 2002;

15 5. The Board of Trustees shall promulgate rules as necessary to  
16 implement the provisions of this subsection; and

17 6. If such member participates in the Oklahoma Law Enforcement  
18 Deferred Option Plan pursuant to Section 2-305.2 of this title, then  
19 such member's disability pension provided pursuant to this  
20 subsection shall be reduced to account for such member's  
21 participation in the Oklahoma Law Enforcement Deferred Option Plan.

22 F. A member who meets the definition of disability as defined  
23 in paragraph 11 of Section 2-300 of this title and whose disability  
24 is by means of personal and traumatic injury of a catastrophic

1 nature and in the line of duty, shall receive a monthly benefit  
2 equal to:

3 1. Two and one-half percent (2 1/2%);

4 2. Multiplied by:

5 a. twenty (20) years of service, regardless of the actual  
6 number of years of credited service performed by the  
7 member prior to the date of disability, if the member  
8 had performed less than twenty (20) years of service,  
9 or

10 b. the actual number of years of service performed by the  
11 member if the member had performed twenty (20) or more  
12 years of service;

13 3. Multiplied by a final average salary equal to:

14 a. the salary which the member would have received  
15 pursuant to statutory salary schedules in effect upon  
16 the date of the disability for twenty (20) years of  
17 service prior to disability. The final average salary  
18 for a member who performed less than twenty (20) years  
19 of service prior to disability shall be computed  
20 assuming that the member was paid the highest salary  
21 allowable pursuant to the law in effect at the time of  
22 the member's disability based upon twenty (20) years  
23 of service and with an assumption that the member was  
24 eligible for any and all increases in pay based upon



1 rank during the entire period. If the salary of a  
2 member is not prescribed by a specific salary schedule  
3 upon the date of the member's disability, the final  
4 average salary for the member shall be computed by the  
5 member's actual final average salary or the highest  
6 median salary amount for a member whose salary was  
7 prescribed by a specific salary schedule upon the date  
8 of the member's disability, whichever final average  
9 salary amount would be greater, or

10 b. the actual final average salary of the member if the  
11 member had performed twenty (20) or more years of  
12 service prior to disability.

13 If such member participates in the Oklahoma Law Enforcement  
14 Deferred Option Plan pursuant to Section 2-305.2 of this title, such  
15 member's disability pension provided pursuant to this subsection  
16 shall be adjusted as provided in Section 2-305.2 of this title to  
17 account for such member's participation in the Oklahoma Law  
18 Enforcement Deferred Option Plan.

19 G. A member who meets the definition of disability as defined  
20 in Section 2-300 of this title and whose disability occurred prior  
21 to the member's normal retirement date but after completing three  
22 (3) years of vesting service and not by reason of the performance of  
23 the member's duties or as a result of the member's willful  
24 negligence shall receive a monthly benefit equal to two and one-half

1 percent (2 1/2%) of final average salary multiplied by the number of  
2 years of the member's credited service.

3 H. Payment of a disability pension shall commence as of the  
4 first day of the month coinciding or next following the date of  
5 retirement and shall continue as long as the member meets the  
6 definition of total and permanent disability provided in this  
7 section.

8 I. For the purpose of determining the member's disability under  
9 subsection E, F or G of this section, the member shall be required  
10 by the Board to be examined by a minimum of two recognized  
11 physicians selected by the Board to determine the extent of the  
12 member's injury or illness. The examining physicians shall furnish  
13 the Board a detailed written report of the injury or illness of the  
14 examined member establishing the extent of disability and the  
15 possibilities of the disabled member being returned to his or her  
16 regular duties or an alternate occupation or service covered by the  
17 System after a normal recuperation period. The Board shall require  
18 all retired disabled members who have not attained their normal  
19 retirement date to submit to a physical examination once each year  
20 for a minimum of three (3) years following retirement. The Board  
21 shall select a minimum of two physicians to examine the retired  
22 members and pay for their services from the fund. Any retired  
23 disabled member found no longer disabled by the examining physicians  
24 to perform the occupation of the member or an alternate occupation

1 or service covered by the System shall be required to return to duty  
2 and complete twenty (20) years of service as provided in subsection  
3 A of this section, or forfeit all his or her rights and claims under  
4 Section 2-300 et seq. of this title.

5 J. The disability benefit under this section shall be for the  
6 lifetime of the member unless such member is found no longer  
7 disabled pursuant to subsection I of this section. Such member  
8 shall not be entitled to the retirement benefit pursuant to  
9 subsection A of this section unless such member returns to active  
10 duty and is eligible for a retirement benefit as provided in  
11 subsection A of this section.

12 K. At the postoffer, preemployment physical examination  
13 required under paragraph 6 of Section 2-300 of this title, the  
14 physician selected by the Board shall determine the extent to which  
15 a new member is disabled. If a member is determined to be partially  
16 disabled, the physician shall assign a percentage of disability to  
17 such partial disability. If such member then becomes entitled to a  
18 disability benefit under either subsection E or subsection G of this  
19 section, the benefit payable shall be reduced by the percentage  
20 which such member was determined to be disabled at the postoffer,  
21 preemployment physical unless the Board makes a determination that  
22 the initially determined percentage of disability at the  
23 preemployment physical examination is unrelated to the reason for  
24 the disability currently sought pursuant to subsection E or

1 subsection G of this section. Upon employment, the member shall  
2 disclose to the Board any disability payments received from any  
3 source. The amount of disability to be paid to any member cannot  
4 exceed one hundred percent (100%) disability from all sources. The  
5 provisions of this subsection shall apply only to members whose  
6 effective date of membership is on or after July 1, 2000.

7 L. In addition to the pension provided for under subsection F  
8 of this section, if the member has one or more children under the  
9 age of eighteen (18) years or under the age of twenty-two (22) years  
10 if the child is enrolled full time in and is regularly attending a  
11 public or private school or any institution of higher education,  
12 Four Hundred Dollars (\$400.00) a month shall be paid from the Fund  
13 for the support of each surviving child to the member or person  
14 having the care and custody of such children until each child  
15 reaches the age of eighteen (18) years or reaches the age of twenty-  
16 two (22) years if the child is enrolled full time in and is  
17 regularly attending a public or private school or any institution of  
18 higher education.

19 M. Notwithstanding any other provisions in Section 2-300  
20 through 2-315 of this title, in order to be eligible to receive  
21 disability benefits, a member who meets the definition of disability  
22 as defined in paragraph 11 of Section 2-300 of this title shall file  
23 the member's completed application for disability benefits with the  
24 System before such member's date of termination from service and

1 provide such additional information that the System's rules require  
2 within six (6) months of the System's receipt of such application.  
3 If the member's completed application for disability benefits is not  
4 filed with the System before the member's date of termination from  
5 service or such additional information as is required under the  
6 System's rules is not provided within six (6) months of the System's  
7 receipt of such application, such member shall be eligible only for  
8 such other benefits as are available to members of the System and  
9 shall not be eligible to receive any disability benefits. For good  
10 cause shown, the Board of Trustees may waive the requirement that  
11 the disability application be filed before the member's date of  
12 termination from service. In no event shall a member be eligible to  
13 receive any disability benefit if the member's completed application  
14 is filed more than six (6) months after the member's date of  
15 termination from service.

16 N. If the requirements of Section 2-305.1C of this title are  
17 satisfied, a member who, by reason of disability or attainment of  
18 normal retirement date or age, is separated from service as a public  
19 safety officer with the member's participating employer may elect to  
20 have payment made directly to the provider for qualified health  
21 insurance premiums by deduction from his or her monthly disability  
22 benefit or monthly retirement payment, after December 31, 2006, in  
23 accordance with Section 402(1) of the Internal Revenue Code of 1986,  
24 as amended.

1       SECTION 3.    If the Emergency Clause is not approved pursuant to  
2 the requirements of the Oklahoma Constitution as part of this  
3 measure, the effective date of Section 1 of this act shall be  
4 October 1, 2022.

5       SECTION 4.    If the Emergency Clause is not approved pursuant to  
6 the requirements of the Oklahoma Constitution as part of this  
7 measure, the effective date of Section 2 of this act shall be  
8 November 1, 2022.

9       SECTION 5.    Except as otherwise provided by Section 3 of this  
10 act, Section 1 of this act shall become effective immediately upon  
11 signature by the Governor or as otherwise provided by Section 58 of  
12 Article V of the Oklahoma Constitution.

13       SECTION 6.    Except as otherwise provided by Section 4 of this  
14 act, Section 2 of this act shall become effective July 1, 2022.

15       SECTION 7.    It being immediately necessary for the preservation  
16 of the public peace, health or safety, an emergency is hereby  
17 declared to exist, by reason whereof this act shall take effect and  
18 be in full force from and after its passage and approval."  
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1 Passed the Senate the 28th day of April, 2022.

2  
3 \_\_\_\_\_  
4 Presiding Officer of the Senate

5 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
6 2022.

7  
8 \_\_\_\_\_  
9 Presiding Officer of the House  
10 of Representatives  
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1 ENGROSSED HOUSE  
2 BILL NO. 2065

By: Ford and Moore of the House

3 and

4 Weaver of the Senate

5  
6 [ public retirement systems - Oklahoma Pension

7 Legislation Actuarial Analysis Act - Oklahoma Law

8 Enforcement Retirement System - contingent effect -

9  
10 emergency ]

11  
12  
13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 8. AMENDATORY 62 O.S. 2021, 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:

- 13 a. which does not affect the cost or funding factors of a  
14 retirement system,
- 15 b. which affects such factors only in a manner which does  
16 not:
  - 17 (1) grant a benefit increase under the retirement  
18 system affected by the bill,
  - 19 (2) create an actuarial accrued liability for or  
20 increase the actuarial accrued liability of the  
21 retirement system affected by the bill, or
  - 22 (3) increase the normal cost of the retirement system  
23 affected by the bill,

- 1           c.    which authorizes the purchase by an active member of  
2               the retirement system, at the actuarial cost for the  
3               purchase as computed pursuant to the statute in effect  
4               on the effective date of the measure allowing such  
5               purchase, of years of service for purposes of reaching  
6               a normal retirement date in the applicable retirement  
7               system, but which cannot be used in order to compute  
8               the number of years of service for purposes of  
9               computing the retirement benefit for the member,
- 10          d.    which provides for the computation of a service-  
11               connected disability retirement benefit for members of  
12               the Oklahoma Law Enforcement Retirement System  
13               pursuant to Section 2-305 of Title 47 of the Oklahoma  
14               Statutes if the members were unable to complete twenty  
15               (20) years of service as a result of the disability,
- 16          e.    which requires membership in the defined benefit plan  
17               authorized by Section 901 et seq. of Title 74 of the  
18               Oklahoma Statutes for persons whose first elected or  
19               appointed service occurs on or after November 1, 2018,  
20               if such persons had any prior service in the Oklahoma  
21               Public Employees Retirement System prior to November  
22               1, 2015,
- 23          f.    which provides for a one-time increase in retirement  
24               benefits if the increase in retirement benefits is not

1 a permanent increase in the gross annual retirement  
2 benefit payable to a member or beneficiary, occurs  
3 only once pursuant to a single statutory authorization  
4 and does not exceed:

5 (1) the lesser of two percent (2%) of the gross  
6 annual retirement benefit of the member or One  
7 Thousand Dollars (\$1,000.00) and requires that  
8 the benefit may only be provided if the funded  
9 ratio of the affected retirement system would not  
10 be less than sixty percent (60%) but not greater  
11 than eighty percent (80%) after the benefit  
12 increase is paid,

13 (2) the lesser of two percent (2%) of the gross  
14 annual retirement benefit of the member or One  
15 Thousand Two Hundred Dollars (\$1,200.00) and  
16 requires that the benefit may only be provided if  
17 the funded ratio of the affected retirement  
18 system would be greater than eighty percent (80%)  
19 but not greater than one hundred percent (100%)  
20 after the benefit increase is paid,

21 (3) the lesser of two percent (2%) of the gross  
22 annual retirement benefit of the member or One  
23 Thousand Four Hundred Dollars (\$1,400.00) and  
24 requires that the benefit may only be provided if

1 the funded ratio of the affected retirement  
2 system would be greater than one hundred percent  
3 (100%) after the benefit increase is paid, or  
4 (4) the greater of two percent (2%) of the gross  
5 annual retirement benefit of the volunteer  
6 firefighter or One Hundred Dollars (\$100.00) for  
7 persons who retired from the Oklahoma  
8 Firefighters Pension and Retirement System as  
9 volunteer firefighters and who did not retire  
10 from the Oklahoma Firefighters Pension and  
11 Retirement System as a paid firefighter.

12 As used in this subparagraph, "funded ratio" means the  
13 figure derived by dividing the actuarial value of  
14 assets of the applicable retirement system by the  
15 actuarial accrued liability of the applicable  
16 retirement system,

17 g. which modifies the disability pension standard for  
18 police officers who are members of the Oklahoma Police  
19 Pension and Retirement System as provided by Section 3  
20 ~~of this act~~ 50-115 of Title 11 of the Oklahoma  
21 Statutes, ~~or~~

22 h. which provides a cost-of-living benefit increase  
23 pursuant to the provisions of ~~Sections 2 through 7 of~~  
24 ~~this act:~~

1           (1) Section 49-143.7 of Title 11 of the Oklahoma  
 2           Statutes,

3           (2) Section 50-136.9 of Title 11 of the Oklahoma  
 4           Statutes,

5           (3) Section 1104K of Title 20 of the Oklahoma  
 6           Statutes,

7           (4) Section 2-305.12 of Title 47 of the Oklahoma  
 8           Statutes,

9           (5) Section 17-116.22 of Title 70 of the Oklahoma  
 10          Statutes, or

11          (6) Section 930.11 of Title 74 of the Oklahoma  
 12          Statutes, or

13          i. which provides for the reinstatement of retirement  
 14          benefits for members of the Oklahoma Law Enforcement  
 15          Retirement System pursuant to Section 2-305 of Title  
 16          47 of the Oklahoma Statutes for those who were hired  
 17          on or after November 1, 2012, or May 24, 2013.

18 A nonfiscal retirement bill shall include any retirement bill that  
 19 has as its sole purpose the appropriation or distribution or  
 20 redistribution of monies in some manner to a retirement system for  
 21 purposes of reducing the unfunded liability of such system or the  
 22 earmarking of a portion of the revenue from a tax to a retirement  
 23 system or increasing the percentage of the revenue earmarked from a  
 24 tax to a retirement system;

1        6. "Reduction-in-cost amendment" means an amendment to a  
2 retirement bill having a fiscal impact which reduces the cost of the  
3 bill as such cost is determined by the actuarial investigation for  
4 the bill prepared pursuant to Section 3109 of this title;

5        7. "Retirement bill" means any bill or joint resolution  
6 introduced or any bill or joint resolution amended by a member of  
7 the Oklahoma Legislature which creates or amends any law directly  
8 affecting a retirement system. A retirement bill shall not mean a  
9 bill or resolution that impacts the revenue of any state tax in  
10 which a portion of the revenue generated from such tax is earmarked  
11 for the benefit of a retirement system;

12        8. "Retirement bill having a fiscal impact" means any  
13 retirement bill creating or establishing a retirement system and any  
14 other retirement bill other than a nonfiscal retirement bill; and

15        9. "Retirement system" means the Teachers' Retirement System of  
16 Oklahoma, the Oklahoma Public Employees Retirement System, the  
17 Uniform Retirement System for Justices and Judges, the Oklahoma  
18 Firefighters Pension and Retirement System, the Oklahoma Police  
19 Pension and Retirement System, the Oklahoma Law Enforcement  
20 Retirement System, or a retirement system established after January  
21 1, 2006.

22        SECTION 9.        AMENDATORY        47 O.S. 2021, Section 2-305, is  
23 amended to read as follows:  
24

1       Section 2-305. A. Except as otherwise provided in this title,  
2 at any time after attaining normal retirement date, any member of  
3 the Oklahoma Law Enforcement Retirement System upon application for  
4 unreduced retirement benefits made and approved, may retire, and,  
5 during the remainder of the member's lifetime, receive annual  
6 retirement pay, payable in equal monthly payments, equal to two and  
7 one-half percent (2 1/2%) of the final average salary times years of  
8 credited service. If such retired member is reemployed by a state  
9 agency in a position which is not covered by the System, such  
10 retired member shall continue to receive in-service distributions  
11 from the System. Prior to September 19, 2002, if such retired  
12 member was reemployed by a state agency in a position which is  
13 covered by the System, such member shall continue to receive in-  
14 service distributions from the System and shall not accrue any  
15 further credited service. If such a member is reemployed by a state  
16 agency in a position which is covered by the System on or after  
17 September 19, 2002, such member's monthly retirement payments shall  
18 be suspended until such member retires and is not reemployed by a  
19 state agency in a position which is covered by the System.

20       B. Beginning July 1, 1994, members who retired or were eligible  
21 to retire prior to July 1, 1980, or their surviving spouses shall  
22 receive annual retirement pay, payable in equal monthly payments,  
23 equal to the greater of their current retirement pay, or two and  
24 one-half percent (2 1/2%) of the actual paid gross salary being

1 currently paid to a highway patrol officer, at the time each such  
2 monthly retirement payment is made, multiplied by the retired  
3 member's years of credited service.

4 C. Except as otherwise provided by this subsection, members of  
5 the System whose salary is set by statute who have retired after  
6 completion of the mandatory twenty (20) years of service, and those  
7 members with statutory salaries who retire after reaching the  
8 mandatory twenty-year retirement shall receive an annual retirement  
9 pay, payable in equal monthly installments, based upon the greater  
10 of either:

11 1. The top base salary currently paid to the highest  
12 nonsupervisory position in the participating agency at the time each  
13 such monthly retirement payment is made, limited to the annual  
14 salary limit of the Economic Growth and Tax Relief Reconciliation  
15 Act of 2001, as described in paragraph 9 of Section 2-300 of this  
16 title, multiplied by two and one-half percent (2 1/2%) multiplied by  
17 the number of years of credited service and fraction thereof for the  
18 following positions:

- 19 a. Oklahoma Highway Patrolman,
- 20 b. Communications Dispatcher,
- 21 c. Capitol Patrolman,
- 22 d. Lake Patrolman, and
- 23 e. Oklahoma State Bureau of Investigation - Special Agent
- 24 or Criminalist; or



1        2. The member's final average salary as set forth in paragraph  
2 9 of Section 2-300 of this title, multiplied by two and one-half  
3 percent (2 1/2%), and multiplied by the number of years of credited  
4 service and fraction thereof.

5        No member of the System retired prior to July 1, 2002, shall  
6 receive a benefit less than the amount the member is receiving as of  
7 June 30, 2002.

8        ~~The provisions of paragraph 1 of this subsection shall not be~~  
9 ~~applicable to any member whose first participating service with the~~  
10 ~~System occurs on or after November 1, 2012.~~

11        D. Other members of the System whose retirement benefit is not  
12 otherwise prescribed by this section who have retired after  
13 completion of the mandatory twenty (20) years of service, and those  
14 members who retire after reaching the mandatory twenty-year  
15 retirement shall receive an annual retirement pay, payable in equal  
16 monthly payments, based upon the greater of either:

17        1. The actual average salary currently paid to the highest  
18 nonsupervisory position in the participating agency at the time each  
19 such monthly payment is made, limited to the annual salary limit of  
20 the Economic Growth and Tax Relief Reconciliation Act of 2001, as  
21 described in paragraph 9 of Section 2-300 of this title, multiplied  
22 by two and one-half percent (2 1/2%), multiplied by the number of  
23 years of credited service and fraction thereof for the following  
24 positions:

- a. Alcoholic Beverage Laws Enforcement Commission - ABLE Commission Agent III,
- b. Oklahoma State Bureau of Narcotics and Dangerous Drugs Control - Narcotics Agent III,
- c. Oklahoma Tourism and Recreation Department - Park Ranger II,
- d. State Board of Pharmacy - Pharmacy Inspector,
- e. University of Oklahoma - Police Officer, and
- f. Oklahoma State University - Police Officer; or

2. The other member's final average salary as set forth in paragraph 9 of Section 2-300 of this title, multiplied by two and one-half percent (2 1/2%), multiplied by the number of years of credited service and fraction thereof.

No member of the System retired prior to July 1, 2002, shall receive a benefit less than the amount the member is receiving as of June 30, 2002. The participating employer must certify to the System in writing the actual average gross salary currently paid to the highest nonsupervisory position. The Board of Trustees shall promulgate such rules as are necessary to implement the provisions of this section.

~~The provisions of paragraph 1 of this subsection shall not be applicable to any member whose first participating service with the System occurs on or after May 24, 2013.~~

1 E. A member who meets the definition of disability as defined  
2 in paragraph 11 of Section 2-300 of this title by direct reason of  
3 the performance of the member's duties as an officer shall receive a  
4 monthly benefit equal to:

5 1. Two and one-half percent (2 1/2%);

6 2. Multiplied by:

7 a. twenty (20) years of credited service, if the member  
8 had performed less than twenty (20) years of credited  
9 service, notwithstanding the actual number of years of  
10 credited service performed by the member prior to the  
11 date of disability, or

12 b. the actual number of years of credited service and  
13 fraction thereof performed by the member prior to the  
14 date of disability, if the member had performed twenty  
15 (20) or more years of credited service;

16 3. Multiplied by the greater of subparagraph a of this  
17 paragraph and division 1 of subparagraph b of this paragraph or  
18 division 2 of subparagraph b of this paragraph, as applicable:

19 a. the final average salary of the member, as set forth  
20 in paragraph 9 of Section 2-300 of this title, and

21 b. (1) the top base salary currently paid to the highest  
22 nonsupervisory position in the participating  
23 agency of the member ~~whose first participating~~  
24 ~~service with the System occurred before November~~

1           ~~1, 2012,~~ at the time each monthly payment is  
2           made, limited to the annual salary limit of the  
3           Economic Growth and Tax Relief Reconciliation Act  
4           of 2001 described in paragraph 9 of Section 2-300  
5           of this title, for the following positions:

- 6           (a) Oklahoma Highway Patrolman,  
7           (b) Communications Dispatcher,  
8           (c) Capitol Patrolman,  
9           (d) Lake Patrolman, and  
10          (e) Oklahoma State Bureau of Investigation -  
11               Special Agent or Criminalist,

12          Provided, the participating employer must certify to the System  
13          in writing the top base salary currently paid to the highest  
14          nonsupervisory position for division 1 of subparagraph b of this  
15          paragraph, or

- 16               (2) the actual average salary currently paid to the  
17               highest nonsupervisory position in the  
18               participating agency of the member ~~whose first~~  
19               ~~participating service with the System occurred~~  
20               ~~before May 24, 2013,~~ at the time each monthly  
21               payment is made, limited to the annual salary  
22               limit of the Economic Growth and Tax Relief  
23               Reconciliation Act of 2001, described in  
24

1 paragraph 9 of Section 2-300 of this title, for  
2 the following positions:

3 (a) Alcoholic Beverage Laws Enforcement (ABLE)

4 Commission - ABLE Commission Agent III,

5 (b) Oklahoma State Bureau of Narcotics and

6 Dangerous Drugs Control - Narcotics Agent

7 III,

8 (c) Oklahoma Tourism and Recreation Department -

9 Park Ranger II,

10 (d) State Board of Pharmacy - Pharmacy

11 Inspector,

12 (e) University of Oklahoma - Police Officer, and

13 (f) Oklahoma State University - Police Officer,

14 Provided, the participating employer must certify to the System  
15 in writing the actual average gross salary currently paid to the  
16 highest nonsupervisory position for division 2 of subparagraph b of  
17 this paragraph;

18 4. No member of the System receiving benefits prescribed by  
19 this subsection who retired prior to July 1, 2002, shall receive a  
20 benefit of less than the amount the member was receiving as of June  
21 30, 2002;

22 5. The Board of Trustees shall promulgate rules as necessary to  
23 implement the provisions of this subsection; and  
24

1        6. If such member participates in the Oklahoma Law Enforcement  
2 Deferred Option Plan pursuant to Section 2-305.2 of this title, then  
3 such member's disability pension provided pursuant to this  
4 subsection shall be reduced to account for such member's  
5 participation in the Oklahoma Law Enforcement Deferred Option Plan.

6        F. A member who meets the definition of disability as defined  
7 in paragraph 11 of Section 2-300 of this title and whose disability  
8 is by means of personal and traumatic injury of a catastrophic  
9 nature and in the line of duty, shall receive a monthly benefit  
10 equal to:

11        1. Two and one-half percent (2 1/2%);

12        2. Multiplied by:

13            a. twenty (20) years of service, regardless of the actual  
14                number of years of credited service performed by the  
15                member prior to the date of disability, if the member  
16                had performed less than twenty (20) years of service,  
17                or

18            b. the actual number of years of service performed by the  
19                member if the member had performed twenty (20) or more  
20                years of service;

21        3. Multiplied by a final average salary equal to:

22            a. the salary which the member would have received  
23                pursuant to statutory salary schedules in effect upon  
24                the date of the disability for twenty (20) years of

1 service prior to disability. The final average salary  
2 for a member who performed less than twenty (20) years  
3 of service prior to disability shall be computed  
4 assuming that the member was paid the highest salary  
5 allowable pursuant to the law in effect at the time of  
6 the member's disability based upon twenty (20) years  
7 of service and with an assumption that the member was  
8 eligible for any and all increases in pay based upon  
9 rank during the entire period. If the salary of a  
10 member is not prescribed by a specific salary schedule  
11 upon the date of the member's disability, the final  
12 average salary for the member shall be computed by the  
13 member's actual final average salary or the highest  
14 median salary amount for a member whose salary was  
15 prescribed by a specific salary schedule upon the date  
16 of the member's disability, whichever final average  
17 salary amount would be greater, or

- 18 b. the actual final average salary of the member if the  
19 member had performed twenty (20) or more years of  
20 service prior to disability.

21 If such member participates in the Oklahoma Law Enforcement  
22 Deferred Option Plan pursuant to Section 2-305.2 of this title, such  
23 member's disability pension provided pursuant to this subsection  
24 shall be adjusted as provided in Section 2-305.2 of this title to

1 account for such member's participation in the Oklahoma Law  
2 Enforcement Deferred Option Plan.

3 G. A member who meets the definition of disability as defined  
4 in Section 2-300 of this title and whose disability occurred prior  
5 to the member's normal retirement date but after completing three  
6 (3) years of vesting service and not by reason of the performance of  
7 the member's duties or as a result of the member's willful  
8 negligence shall receive a monthly benefit equal to two and one-half  
9 percent (2 1/2%) of final average salary multiplied by the number of  
10 years of the member's credited service.

11 H. Payment of a disability pension shall commence as of the  
12 first day of the month coinciding or next following the date of  
13 retirement and shall continue as long as the member meets the  
14 definition of total and permanent disability provided in this  
15 section.

16 I. For the purpose of determining the member's disability under  
17 subsection E, F or G of this section, the member shall be required  
18 by the Board to be examined by a minimum of two recognized  
19 physicians selected by the Board to determine the extent of the  
20 member's injury or illness. The examining physicians shall furnish  
21 the Board a detailed written report of the injury or illness of the  
22 examined member establishing the extent of disability and the  
23 possibilities of the disabled member being returned to his or her  
24 regular duties or an alternate occupation or service covered by the



1 System after a normal recuperation period. The Board shall require  
2 all retired disabled members who have not attained their normal  
3 retirement date to submit to a physical examination once each year  
4 for a minimum of three (3) years following retirement. The Board  
5 shall select a minimum of two physicians to examine the retired  
6 members and pay for their services from the fund. Any retired  
7 disabled member found no longer disabled by the examining physicians  
8 to perform the occupation of the member or an alternate occupation  
9 or service covered by the System shall be required to return to duty  
10 and complete twenty (20) years of service as provided in subsection  
11 A of this section, or forfeit all his or her rights and claims under  
12 Section 2-300 et seq. of this title.

13 J. The disability benefit under this section shall be for the  
14 lifetime of the member unless such member is found no longer  
15 disabled pursuant to subsection I of this section. Such member  
16 shall not be entitled to the retirement benefit pursuant to  
17 subsection A of this section unless such member returns to active  
18 duty and is eligible for a retirement benefit as provided in  
19 subsection A of this section.

20 K. At the postoffer, preemployment physical examination  
21 required under paragraph 6 of Section 2-300 of this title, the  
22 physician selected by the Board shall determine the extent to which  
23 a new member is disabled. If a member is determined to be partially  
24 disabled, the physician shall assign a percentage of disability to

1 such partial disability. If such member then becomes entitled to a  
2 disability benefit under either subsection E or subsection G of this  
3 section, the benefit payable shall be reduced by the percentage  
4 which such member was determined to be disabled at the postoffer,  
5 preemployment physical unless the Board makes a determination that  
6 the initially determined percentage of disability at the  
7 preemployment physical examination is unrelated to the reason for  
8 the disability currently sought pursuant to subsection E or  
9 subsection G of this section. Upon employment, the member shall  
10 disclose to the Board any disability payments received from any  
11 source. The amount of disability to be paid to any member cannot  
12 exceed one hundred percent (100%) disability from all sources. The  
13 provisions of this subsection shall apply only to members whose  
14 effective date of membership is on or after July 1, 2000.

15 L. In addition to the pension provided for under subsection F  
16 of this section, if the member has one or more children under the  
17 age of eighteen (18) years or under the age of twenty-two (22) years  
18 if the child is enrolled full time in and is regularly attending a  
19 public or private school or any institution of higher education,  
20 Four Hundred Dollars (\$400.00) a month shall be paid from the Fund  
21 for the support of each surviving child to the member or person  
22 having the care and custody of such children until each child  
23 reaches the age of eighteen (18) years or reaches the age of twenty-  
24 two (22) years if the child is enrolled full time in and is

1 regularly attending a public or private school or any institution of  
2 higher education.

3 M. Notwithstanding any other provisions in Section 2-300  
4 through 2-315 of this title, in order to be eligible to receive  
5 disability benefits, a member who meets the definition of disability  
6 as defined in paragraph 11 of Section 2-300 of this title shall file  
7 the member's completed application for disability benefits with the  
8 System before such member's date of termination from service and  
9 provide such additional information that the System's rules require  
10 within six (6) months of the System's receipt of such application.  
11 If the member's completed application for disability benefits is not  
12 filed with the System before the member's date of termination from  
13 service or such additional information as is required under the  
14 System's rules is not provided within six (6) months of the System's  
15 receipt of such application, such member shall be eligible only for  
16 such other benefits as are available to members of the System and  
17 shall not be eligible to receive any disability benefits. For good  
18 cause shown, the Board of Trustees may waive the requirement that  
19 the disability application be filed before the member's date of  
20 termination from service. In no event shall a member be eligible to  
21 receive any disability benefit if the member's completed application  
22 is filed more than six (6) months after the member's date of  
23 termination from service.

1 N. If the requirements of Section 2-305.1C of this title are  
2 satisfied, a member who, by reason of disability or attainment of  
3 normal retirement date or age, is separated from service as a public  
4 safety officer with the member's participating employer may elect to  
5 have payment made directly to the provider for qualified health  
6 insurance premiums by deduction from his or her monthly disability  
7 benefit or monthly retirement payment, after December 31, 2006, in  
8 accordance with Section 402(1) of the Internal Revenue Code of 1986,  
9 as amended.

10 SECTION 10. If the Emergency Clause is not approved pursuant  
11 to the requirements of the Oklahoma Constitution as part of this  
12 measure, the effective date of Section 1 of this act shall be  
13 October 1, 2022.

14 SECTION 11. If the Emergency Clause is not approved pursuant to  
15 the requirements of the Oklahoma Constitution as part of this  
16 measure, the effective date of Section 2 of this act shall be  
17 November 1, 2022.

18 SECTION 12. Except as otherwise provided by Section 3 of this  
19 act, Section 1 of this act shall become effective immediately upon  
20 signature by the Governor or as otherwise provided by Section 58 of  
21 Article V of the Oklahoma Constitution.

22 SECTION 13. Except as otherwise provided by Section 4 of this  
23 act, Section 2 of this act shall become effective July 1, 2022.  
24

