

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

SENATE BILL 1601

By: Rader

AS INTRODUCED

An Act relating to county employee pension funding; amending 19 O.S. 2021, Sections 954, 957-1, 960, and 961, which relate to maximum contributions for certain entities and payment of certain employer contributions from court funds; authorizing a one-time lump sum contribution in certain circumstances; modifying amount county and court fund may pay into county retirement system; modifying limit of certain total contribution; deleting obsolete language; updating statutory reference; clarifying language; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 19 O.S. 2021, 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 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.

Such appropriation shall not exceed the sum of the current annual

1 salaries of all employees to be covered in the following  
2 percentages:

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

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

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

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

7 July 1, 2019 - June 30, 2020

8 and each year thereafter 18 1/2%

9 Beginning July 1, 2019, the total employer and employee  
10 contributions shall not exceed eighteen and one-half percent (18.5%)  
11 of the monthly compensation of each member. The governing body of  
12 the participating employers listed in this section may vary the  
13 percentage contribution of the employer and employee, provided the  
14 total percentage contributed by the employer and employee equals the  
15 total percentage contribution required by this section. Payment of  
16 such shall be paid to the fund upon verified claims by the treasurer  
17 of the fund approved by the board of trustees and attested by its  
18 clerk. For any contribution made on or after July 1, 2021, to June  
19 30, 2022, of less than eighteen and one-half percent (18.5%), an  
20 employer may retroactively make a one-time lump sum contribution of  
21 an amount equal to the difference between the actual total  
22 contribution that was made and the total contribution amount equal  
23 to eighteen and one-half percent (18.5%).  
24

SECTION 2. AMENDATORY 19 O.S. 2021, Section 957-1, is

amended to read as follows:

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

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

~~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. Provided further, that drainage district employees becoming qualified by this act shall be credited as to eligibility for the full time of their county employment; and, provided further, in the event of retroactive eligibility such employees shall be required to pay into the retirement system fund an amount equal to that which would have otherwise been paid by such employees in order to gain credit for such time of employment. whose salaries are paid either in whole or~~

1 in part out of the drainage district funds. The total employer and  
2 employee contributions shall not exceed the percentages of the  
3 monthly compensation of each member set forth in Section 954 of this  
4 title.

5 SECTION 3. AMENDATORY 19 O.S. 2021, 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, established in Section 954 of this title,  
14 of all employees whose salaries are paid either in whole or in part  
15 out of the court funds of such county~~±.~~

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. The total employer and~~  
22 employee contributions shall not exceed the percentages of the  
23 monthly compensation of each member set forth in Section 954 of this  
24 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. The  
10 provisions of this subsection shall operate retroactively to take  
11 effect on and after January 13, 1969.

12 SECTION 4. AMENDATORY 19 O.S. 2021, 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~~ retirement  
19 fund by the employees, but not to exceed the ~~following~~ percentages  
20 of the current annual salaries, established in Section 954 of this  
21 title, of all employees whose salaries are paid either in whole or  
22 in part out of the Law Library Fund of such county.÷

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

~~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, 2022.

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.

58-2-2726

RJ

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