

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

POLICY COMMITTEE  
RECOMMENDATION

FOR

HOUSE BILL NO. 1245

By: Strom

POLICY COMMITTEE RECOMMENDATION

An Act relating to retirement; amending 74 O.S. 2021, Sections 902, as last amended by Section 1, Chapter 280, O.S.L. 2024 (74 O.S. Supp. 2025, Section 902), 915, as amended by Section 2, Chapter 280, O.S.L. 2024 (74 O.S. Supp. 2025, Section 915), 916.3, as amended by Section 3, Chapter 280, O.S.L. 2024 (74 O.S. Supp. 2025, Section 916.3), 919.1, as amended by Section 4, Chapter 280, O.S.L. 2024 (74 O.S. Supp. 2025, Section 919.1), and 935.2, which relate to the Oklahoma Public Employees Retirement System; defining term; modifying term; providing retirement benefit computation for certain members; modifying who shall receive monthly pension; updating references; modifying employee contributions for certain employees; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 74 O.S. 2021, Section 902, as last amended by Section 1, Chapter 280, O.S.L. 2024 (74 O.S. Supp. 2025, Section 902), is amended to read as follows:

Section 902. As used in Section 901 et seq. of this title:

1 (1) "System" means the Oklahoma Public Employees Retirement  
2 System as established by Section 901 et seq. of this title and as it  
3 may hereafter be amended;

4 (2) "Accumulated contributions" means the sum of all  
5 contributions by a member to the System which shall be credited to  
6 the member's account;

7 (3) "Act" means Sections 901 to 932, inclusive, of this title;

8 (4) "Actuarial equivalent" means a deferred income benefit of  
9 equal value to the accumulated deposits or benefits when computed  
10 upon the basis of the actuarial tables in use by the System;

11 (5) "Actuarial tables" means the actuarial tables approved and  
12 in use by the Board at any given time;

13 (6) "Actuary" means the actuary or firm of actuaries employed  
14 by the Board at any given time;

15 (7) "Beneficiary" means any person named by a member to receive  
16 any benefits as provided for by Section 901 et seq. of this title.  
17 If there is no beneficiary living at time of member employee's  
18 death, the member's estate shall be the beneficiary;

19 (8) "Board" means the Oklahoma Public Employees Retirement  
20 System Board of Trustees;

21 (9) "CLEET-certified law enforcement agent employed by the  
22 Department of Human Services Office of Inspector General" means  
23 those persons hired by the Department of Human Services Office of  
24 Inspector General on or after June 1, 1993, who are certified by the

1 Council on Law Enforcement Education and Training or an equivalent  
2 certifying entity for law enforcement personnel training and who  
3 perform law enforcement services as part of their regularly assigned  
4 duties and responsibilities on a full-time basis;

5     (10) "Compensation" means all salary and wages, as defined by  
6 the Board of Trustees, including amounts deferred under deferred  
7 compensation agreements entered into between a member and a  
8 participating employer, but exclusive of payment for overtime,  
9 payable to a member of the System for personal services performed  
10 for a participating employer but shall not include compensation or  
11 reimbursement for traveling, or moving expenses, or any compensation  
12 in excess of the maximum compensation level, provided:

13           (a) For compensation for service prior to January 1, 1988,  
14           the maximum compensation level shall be Twenty-five  
15           Thousand Dollars (\$25,000.00) per annum.

16           For compensation for service on or after January 1,  
17           1988, through June 30, 1994, the maximum compensation  
18           level shall be Forty Thousand Dollars (\$40,000.00) per  
19           annum.

20           For compensation for service on or after July 1, 1994,  
21           through June 30, 1995, the maximum compensation level  
22           shall be Fifty Thousand Dollars (\$50,000.00) per  
23           annum; for compensation for service on or after July  
24           1, 1995, through June 30, 1996, the maximum

1 compensation level shall be Sixty Thousand Dollars  
2 (\$60,000.00) per annum; for compensation for service  
3 on or after July 1, 1996, through June 30, 1997, the  
4 maximum compensation level shall be Seventy Thousand  
5 Dollars (\$70,000.00) per annum; and for compensation  
6 for service on or after July 1, 1997, through June 30,  
7 1998, the maximum compensation level shall be Eighty  
8 Thousand Dollars (\$80,000.00) per annum. For  
9 compensation for services on or after July 1, 1998,  
10 there shall be no maximum compensation level for  
11 retirement purposes.

12 (b) Compensation for retirement purposes shall include any  
13 amount of elective salary reduction under Section 457  
14 of the Internal Revenue Code of 1986 and any amount of  
15 nonelective salary reduction under Section 414(h) of  
16 the Internal Revenue Code of 1986.

17 (c) Notwithstanding any provision to the contrary, the  
18 compensation taken into account for any employee in  
19 determining the contribution or benefit accruals for  
20 any plan year is limited to the annual compensation  
21 limit under Section 401(a)(17) of the federal Internal  
22 Revenue Code.

23 (d) Current appointed members of the Oklahoma Tax  
24 Commission whose salary is constitutionally limited

1 and is less than the highest salary allowed by law for  
2 his or her position shall be allowed, within ninety  
3 (90) days from March 21, 2001, to make an election to  
4 use the highest salary allowed by law for the position  
5 to which the member was appointed for the purposes of  
6 making contributions and determination of retirement  
7 benefits. Such election shall be irrevocable and be  
8 in writing. Reappointment to the same office shall  
9 not permit a new election. Members appointed to the  
10 Oklahoma Tax Commission after the March 21, 2001,  
11 shall make such election, pursuant to this  
12 subparagraph, within ninety (90) days of taking  
13 office;

14 ~~(10)~~ (11) "Credited service" means the sum of participating  
15 service, prior service and elected service;

16 ~~(11)~~ (12) "Dependent" means a parent, child, or spouse of a  
17 member who is dependent upon the member for at least one-half (1/2)  
18 of the member's support;

19 ~~(12)~~ (13) "Effective date" means the date upon which the System  
20 becomes effective by operation of law;

21 ~~(13)~~ (14) "Eligible employer" means the state and any county,  
22 county hospital, city or town, conservation districts, circuit  
23 engineering districts and any public or private trust in which a  
24 county, city or town participates and is the primary beneficiary, is

1 to be an eligible employer for the purpose of Section 901 et seq. of  
2 this title only, whose employees are covered by Social Security and  
3 are not covered by or eligible for another retirement plan  
4 authorized under the laws of this state which is in operation on the  
5 initial entry date. Emergency medical service districts may join  
6 the System upon proper application to the Board. Provided,  
7 affiliation by a county hospital shall be in the form of a  
8 resolution adopted by the board of control.

9 (a) If a class or several classes of employees of any  
10 above-defined employers are covered by Social Security  
11 and are not covered by or eligible for and will not  
12 become eligible for another retirement plan authorized  
13 under the laws of this state, which is in operation on  
14 the effective date, such employer shall be deemed an  
15 eligible employer, but only with respect to that class  
16 or those classes of employees as defined in this  
17 section.

18 (b) A class or several classes of employees who are  
19 covered by Social Security and are not covered by or  
20 eligible for and will not become eligible for another  
21 retirement plan authorized under the laws of this  
22 state, which is in operation on the effective date,  
23 and when the qualifications for employment in such  
24 class or classes are set by state law; and when such

1 class or classes of employees are employed by a county  
2 or municipal government pursuant to such  
3 qualifications; and when the services provided by such  
4 employees are of such nature that they qualify for  
5 matching by or contributions from state or federal  
6 funds administered by an agency of state government  
7 which qualifies as a participating employer, then the  
8 agency of state government administering the state or  
9 federal funds shall be deemed an eligible employer,  
10 but only with respect to that class or those classes  
11 of employees as defined in this subsection; provided,  
12 that the required contributions to the retirement plan  
13 may be withheld from the contributions of state or  
14 federal funds administered by the state agency and  
15 transmitted to the System on the same basis as the  
16 employee and employer contributions are transmitted  
17 for the direct employees of the state agency. The  
18 retirement or eligibility for retirement under the  
19 provisions of law providing pensions for service as a  
20 volunteer firefighter shall not render any person  
21 ineligible for participation in the benefits provided  
22 for in Section 901 et seq. of this title. An employee  
23 of any public or private trust in which a county, city  
24 or town participates and is the primary beneficiary

1 shall be deemed to be an eligible employee for the  
2 purpose of Section 901 et seq. of this title only.

3 (c) All employees of the George Nigh Rehabilitation  
4 Institute who elected to retain membership in the  
5 System, pursuant to Section 913.7 of this title, shall  
6 continue to be eligible employees for the purposes of  
7 Section 901 et seq. of this title. The George Nigh  
8 Rehabilitation Institute shall be considered a  
9 participating employer only for such employees.

10 (d) All employees of CompSource Mutual Insurance Company  
11 who retain membership in the Oklahoma Public Employees  
12 Retirement System pursuant to Section 913.9 of this  
13 title shall continue to be eligible employees for the  
14 purposes of the Oklahoma Public Employees Retirement  
15 System. CompSource Mutual Insurance Company shall be  
16 considered a participating employer only for such  
17 employees.

18 (e) All employees of a successor organization, as defined  
19 by Section 5-60.12 of Title 2 of the Oklahoma  
20 Statutes, who retain membership in the Oklahoma Public  
21 Employees Retirement System pursuant to Section 5-  
22 60.35 of Title 2 of the Oklahoma Statutes shall  
23 continue to be eligible employees for the purposes of  
24 the Oklahoma Public Employees Retirement System. A

1 successor organization shall be considered a  
2 participating employer only for such employees.

3 (f) A participating employer of the Teachers' Retirement  
4 System of Oklahoma, who has one or more employees who  
5 have made an election pursuant to enabling legislation  
6 to retain membership in the System as a result of  
7 change in administration, shall be considered a  
8 participating employer of the Oklahoma Public  
9 Employees Retirement System only for such employees;

10 ~~(14)~~ (15) "Employee" means any officer or employee of a  
11 participating employer, whose employment is not seasonal or  
12 temporary and whose employment requires at least one thousand  
13 (1,000) hours of work per year and whose salary or wage is equal to  
14 the hourly rate of the monthly minimum wage for state employees.  
15 For those eligible employers outlined in Section 910 of this title,  
16 the rate shall be equal to the hourly rate of the monthly minimum  
17 wage for that employer. Each employer, whose minimum wage is less  
18 than the state's minimum wage, shall inform the System of the  
19 minimum wage for that employer. This notification shall be by  
20 resolution of the governing body.

21 (a) Any employee of the county extension agents who is not  
22 currently participating in the Teachers' Retirement  
23 System of Oklahoma shall be a member of this System.  
24

1 (b) Eligibility shall not include any employee who is a  
2 contributing member of the United States Civil Service  
3 Retirement System.

4 (c) It shall be mandatory for an officer, appointee or  
5 employee of the office of district attorney to become  
6 a member of this System if he or she is not currently  
7 participating in a county retirement system. Provided  
8 further, that if an officer, appointee or employee of  
9 the office of district attorney is currently  
10 participating in such county retirement system, he or  
11 she is ineligible for this System as long as he or she  
12 is eligible for such county retirement system. Any  
13 eligible officer, appointee or employee of the office  
14 of district attorney shall be given credit for prior  
15 service as defined in this section. The provisions  
16 outlined in Section 917 of this title shall apply to  
17 those employees who have previously withdrawn their  
18 contributions.

19 (d) Eligibility shall also not include any officer or  
20 employee of the Oklahoma Employment Security  
21 Commission, except for those officers and employees of  
22 the Commission electing to transfer to this System  
23 pursuant to the provisions of Section 910.1 of this  
24 title or any other class of officers or employees

1 specifically exempted by the laws of this state,  
2 unless there be a consolidation as provided by Section  
3 912 of this title. Employees of the Oklahoma  
4 Employment Security Commission who are ineligible for  
5 enrollment in the Oklahoma Employment Security  
6 Commission Retirement Plan, that was in effect on  
7 January 1, 1964, shall become members of this System.

8 (e) Any employee employed by the Legislative Service  
9 Bureau, Senate or House of Representatives for the  
10 full duration of a regular legislative session shall  
11 be eligible for membership in the System regardless of  
12 classification as a temporary employee and may  
13 participate in the System during the regular  
14 legislative session at the option of the employee.  
15 For purposes of this subparagraph, the determination  
16 of whether an employee is employed for the full  
17 duration of a regular legislative session shall be  
18 made by the Legislative Service Bureau if such  
19 employee is employed by the Legislative Service  
20 Bureau, the Senate if such employee is employed by the  
21 Senate, or by the House of Representatives if such  
22 employee is employed by the House of Representatives.  
23 Each regular legislative session during which the  
24 legislative employee or an employee of the Legislative

1 Service Bureau participates full time shall be counted  
2 as six (6) months of full-time participating service.

3 (i) Except as otherwise provided by this  
4 subparagraph, once a temporary session employee  
5 makes a choice to participate or not, the choice  
6 shall be binding for all future legislative  
7 sessions during which the employee is employed.

8 (ii) Notwithstanding the provisions of division (i) of  
9 this subparagraph, any employee, who is eligible  
10 for membership in the System because of the  
11 provisions of this subparagraph and who was  
12 employed by the Senate or House of  
13 Representatives after January 1, 1989, may file  
14 an election, in a manner specified by the Board,  
15 to participate as a member of the System prior to  
16 September 1, 1989.

17 (iii) Notwithstanding the provisions of division (i) of  
18 this subparagraph, a temporary legislative  
19 session employee who elected to become a member  
20 of the System may withdraw from the System  
21 effective the day such employee elected to  
22 participate in the System upon written request to  
23 the Board. Any such request must be received by  
24 the Board prior to October 1, 1990. All employee

1 contributions made by the temporary legislative  
2 session employee shall be returned to the  
3 employee without interest within four (4) months  
4 of receipt of the written request.

- 5 (iv) A member of the System who did not initially  
6 elect to participate as a member of the System  
7 pursuant to this subparagraph shall be able to  
8 acquire service performed as a temporary  
9 legislative session employee for periods of  
10 service performed prior to the date upon which  
11 the person became a member of the System if:
- 12 a. the member files an election with the System  
13 not later than December 31, 2000, to  
14 purchase the prior service; and
  - 15 b. the member makes payment to the System of  
16 the actuarial cost of the service credit  
17 pursuant to subsection A of Section 913.5 of  
18 this title. The provisions of Section 913.5  
19 of this title shall be applicable to the  
20 purchase of the service credit, including  
21 the provisions for determining service  
22 credit in the event of incomplete payment  
23 due to cessation of payments, death,  
24 termination of employment or retirement, but

1 the payment may extend for a period not to  
2 exceed ninety-six (96) months;

3 ~~(15)~~ (16) "Entry date" means the date on which an eligible  
4 employer joins the System. The first entry date pursuant to Section  
5 901 et seq. of this title shall be January 1, 1964;

6 ~~(16)~~ (17) "Executive Director" means the managing officer of  
7 the System employed by the Board under Section 901 et seq. of this  
8 title;

9 ~~(17)~~ (18) "Federal Internal Revenue Code" means the federal  
10 Internal Revenue Code of 1954 or 1986, as amended and as applicable  
11 to a governmental plan as in effect on July 1, 1999;

12 ~~(18)~~ (19) "Final average compensation" means the average annual  
13 compensation, including amounts deferred under deferred compensation  
14 agreements entered into between a member and a participating  
15 employer, up to, but not exceeding the maximum compensation levels  
16 as provided in paragraph (9) of this section received during the  
17 highest three (3) of the last ten (10) years of participating  
18 service immediately preceding retirement or termination of  
19 employment and with respect to members whose first participating  
20 service occurs on or after July 1, 2013, the compensation received  
21 during the highest five (5) of the last ten (10) years of  
22 participating service immediately preceding retirement or  
23 termination of employment. Provided, no member shall retire with a  
24 final average compensation unless the member has made the required

1 contributions on such compensation, as defined by the Board of  
2 Trustees;

3 ~~(19)~~ (20) "Fiscal year" means the period commencing July 1 of  
4 any year and ending June 30 of the next year. The fiscal year is  
5 the plan year for purposes of the federal Internal Revenue Code;  
6 however, the calendar year is the limitation year for purposes of  
7 Section 415 of the federal Internal Revenue Code;

8 ~~(20)~~ (21) "Fund" means the Oklahoma Public Employees Retirement  
9 Fund as created by Section 901 et seq. of this title;

10 ~~(21)~~ (22) "Leave of absence" means a period of absence from  
11 employment without pay, authorized and approved by the employer and  
12 acknowledged to the Board, and which after the effective date does  
13 not exceed two (2) years;

14 ~~(22)~~ (23) "Member" means an eligible employee or elected  
15 official who is in the System and is making the required employee or  
16 elected official contributions, or any former employee or elected  
17 official who shall have made the required contributions to the  
18 System and shall have not received a refund or withdrawal;

19 ~~(23)~~ (24) "Military service" means service in the Armed Forces  
20 of the United States by an honorably discharged person during the  
21 following time periods, as reflected on such person's Defense  
22 Department Form 214, not to exceed five (5) years for combined  
23 participating and/or prior service, as follows:

24

1 (a) during the following periods, including the beginning  
2 and ending dates, and only for the periods served,  
3 from:

4 (i) April 6, 1917, to November 11, 1918, commonly  
5 referred to as World War I,

6 (ii) September 16, 1940, to December 7, 1941, as a  
7 member of the 45th Division,

8 (iii) December 7, 1941, to December 31, 1946, commonly  
9 referred to as World War II,

10 (iv) June 27, 1950, to January 31, 1955, commonly  
11 referred to as the Korean Conflict or the Korean  
12 War,

13 (v) February 28, 1961, to May 7, 1975, commonly  
14 referred to as the Vietnam era, except that:

15 a. for the period from February 28, 1961, to  
16 August 4, 1964, military service shall only  
17 include service in the Republic of Vietnam  
18 during that period, and

19 b. for purposes of determining eligibility for  
20 education and training benefits, such period  
21 shall end on December 31, 1976, or

22 (vi) August 1, 1990, to December 31, 1991, commonly  
23 referred to as the Gulf War, the Persian Gulf

24 War, or Operation Desert Storm, but excluding any

1 person who served on active duty for training  
2 only, unless discharged from such active duty for  
3 a service-connected disability;

4 (b) during a period of war or combat military operation  
5 other than a conflict, war or era listed in  
6 subparagraph (a) of this paragraph, beginning on the  
7 date of Congressional authorization, Congressional  
8 resolution, or Executive Order of the President of the  
9 United States, for the use of the Armed Forces of the  
10 United States in a war or combat military operation,  
11 if such war or combat military operation lasted for a  
12 period of ninety (90) days or more, for a person who  
13 served, and only for the period served, in the area of  
14 responsibility of the war or combat military  
15 operation, but excluding a person who served on active  
16 duty for training only, unless discharged from such  
17 active duty for a service-connected disability, and  
18 provided that the burden of proof of military service  
19 during this period shall be with the member, who must  
20 present appropriate documentation establishing such  
21 service.

22 An eligible member under this paragraph shall include only those  
23 persons who shall have served during the times or in the areas  
24 prescribed in this paragraph, and only if such person provides

1 appropriate documentation in such time and manner as required by the  
2 System to establish such military service prescribed in this  
3 paragraph, or for service pursuant to subdivision a of division (v)  
4 of subparagraph (a) of this paragraph those persons who were awarded  
5 service medals, as authorized by the United States Department of  
6 Defense as reflected in the veteran's Defense Department Form 214,  
7 related to the Vietnam Conflict for service prior to August 5, 1964;

8 ~~(24)~~ (25) "Normal retirement date" means the date on which a  
9 member may retire with full retirement benefits as provided in  
10 Section 901 et seq. of this title, such date being whichever occurs  
11 first:

12 (a) the first day of the month coinciding with or  
13 following a member's:

14 (1) sixty-second birthday with respect to members  
15 whose first participating service occurs prior to  
16 November 1, 2011, or

17 (2) sixty-fifth birthday with respect to members  
18 whose first participating service occurs on or  
19 after November 1, 2011, or with respect to  
20 members whose first participating service occurs  
21 on or after November 1, 2011, who reach a minimum  
22 age of sixty (60) years and who also reach a  
23 normal retirement date pursuant to subparagraph c  
24 of this paragraph,

1 (b) for any person who initially became a member prior to  
2 July 1, 1992, and who does not reach a normal  
3 retirement date pursuant to division (1) of  
4 subparagraph (a) of this paragraph, the first day of  
5 the month coinciding with or following the date at  
6 which the sum of a member's age and number of years of  
7 credited service total eighty (80); such a normal  
8 retirement date will also apply to any person who  
9 became a member of the sending system as defined in  
10 Section 901 et seq. of this title, prior to July 1,  
11 1992, regardless of whether there were breaks in  
12 service after July 1, 1992,

13 (c) for any person who became a member after June 30,  
14 1992, but prior to November 1, 2011, and who does not  
15 reach a normal retirement date pursuant to division  
16 (1) of subparagraph (a) of this paragraph, the first  
17 day of the month coinciding with or following the date  
18 at which the sum of a member's age and number of years  
19 of credited service total ninety (90),

20 (d) in addition to subparagraphs (a), (b) and (c) of this  
21 paragraph, the first day of the month coinciding with  
22 or following a member's completion of at least twenty  
23 (20) years of full-time-equivalent employment as:  
24

1 (i) a correctional or probation and parole officer  
2 with the Department of Corrections and at the  
3 time of retirement, the member was a correctional  
4 or probation and parole officer with the  
5 Department of Corrections,

6 (ii) a correctional officer, probation and parole  
7 officer or fugitive apprehension agent with the  
8 Department of Corrections who is in such position  
9 on June 30, 2004, or who is hired after June 30,  
10 2004, and who receives a promotion or change in  
11 job classification after June 30, 2004, to  
12 another position in the Department of  
13 Corrections, so long as such officer or agent has  
14 at least five (5) years of service as a  
15 correctional officer, probation and parole  
16 officer or fugitive apprehension agent with the  
17 Department, has twenty (20) years of full-time-  
18 equivalent employment with the Department and was  
19 employed by the Department at the time of  
20 retirement,

21 (iii) a firefighter with the Military Department of the  
22 State of Oklahoma either employed for the first  
23 time on or after July 1, 2002, or who was  
24 employed prior to July 1, 2002, in such position

1 and who makes the election authorized by division  
2 (2) of subparagraph b of paragraph (9) of  
3 subsection A of Section 915 of this title and at  
4 the time of retirement, the member was a  
5 firefighter with the Military Department of the  
6 State of Oklahoma, and such member has at least  
7 twenty (20) years of credited service upon which  
8 the two and one-half percent (2 1/2%) multiplier  
9 will be used in calculating the retirement  
10 benefit,

11 (iv) a public safety officer employed by the Grand  
12 River Dam Authority for the first time on or  
13 after July 1, 2016,

14 (v) a deputy sheriff or jailer employed by any county  
15 that is a participating employer in the System  
16 for the first time as a deputy sheriff or jailer  
17 on or after November 1, 2020, ~~or~~

18 (vi) beginning November 1, 2024, a deputy sheriff or  
19 jailer employed by any county that is a  
20 participating employer in the System for the  
21 first time as a deputy sheriff or jailer before  
22 November 1, 2020, including those who make the  
23 election authorized by division (2) of  
24 subparagraph b of paragraph (10) of subsection A

1 of Section 915 of this title, and at the time of  
2 retirement, if the member was a deputy sheriff or  
3 jailer employed by the participating county, and  
4 such member has at least twenty (20) years of  
5 credited service upon which the two and one-half  
6 percent (2 1/2%) multiplier will be used in  
7 calculating the retirement benefit, or

8 (vii) a CLEET-certified law enforcement agent employed  
9 by the Department of Human Services Office of  
10 Inspector General who is employed for the first  
11 time on or after July 1, 2026, or who was  
12 employed prior to July 1, 2026, as a CLEET-  
13 certified law enforcement agent and makes the  
14 election authorized by subparagraph (d) of  
15 paragraph (9) of subsection A of Section 915 of  
16 this title and, at the time of retirement, the  
17 member was a CLEET-certified law enforcement  
18 agent with the Department of Human Services  
19 Office of Inspector General, and such member has  
20 at least twenty (20) years of credited service,  
21 upon which the two and one-half percent (2 1/2%)  
22 multiplier will be used in calculating the  
23 retirement benefit,

1 (e) for those fugitive apprehension agents who retire on  
2 or after July 1, 2002, the first day of the month  
3 coinciding with or following a member's completion of  
4 at least twenty (20) years of full-time-equivalent  
5 employment as a fugitive apprehension agent with the  
6 Department of Corrections and at the time of  
7 retirement, the member was a fugitive apprehension  
8 agent with the Department of Corrections, or

9 (f) for any member who was continuously employed by an  
10 entity or institution within The Oklahoma State System  
11 of Higher Education and whose initial employment with  
12 such entity or institution was prior to July 1, 1992,  
13 and who without a break in service of more than thirty  
14 (30) days became employed by an employer participating  
15 in the Oklahoma Public Employees Retirement System,  
16 the first day of the month coinciding with or  
17 following the date at which the sum of the member's  
18 age and number of years of credited service total  
19 eighty (80);

20 ~~(25)~~ (26) "Participating employer" means an eligible employer  
21 who has agreed to make contributions to the System on behalf of its  
22 employees;

23 ~~(26)~~ (27) "Participating service" means the period of  
24 employment after the entry date for which credit is granted a

1 member. Provided, on or after the effective date of this act,  
2 military service credit purchased under Section 913.8 of this title  
3 shall only be considered "participating service" if such service is  
4 immediately preceded by a period of employment with a participating  
5 employer and followed by a return to service as an employee with the  
6 same or another participating employer within ninety (90) days  
7 immediately following discharge from such military service;

8 ~~(27)~~ (28) "Prior service" means the period of employment of a  
9 member by an eligible employer prior to the member's entry date for  
10 which credit is granted a member under Section 901 et seq. of this  
11 title. Provided, on or after the effective date of this act, "prior  
12 service" shall also include service purchased under Section 913.8 of  
13 this title which does not meet the requirements of paragraph 26 of  
14 this section;

15 ~~(28)~~ (29) "Retirant" or "retiree" means a member who has  
16 retired under the System;

17 ~~(29)~~ (30) "Retirement benefit" means a monthly income with  
18 benefits accruing from the first day of the month coinciding with or  
19 following retirement and ending on the last day of the month in  
20 which death occurs or the actuarial equivalent thereof paid in such  
21 manner as specified by the member pursuant to Section 901 et seq. of  
22 this title or as otherwise allowed to be paid at the discretion of  
23 the Board;

24

1       ~~(30)~~ (31) "Retirement coordinator" means the individual  
2 designated by each participating employer through whom System  
3 transactions and communication shall be directed;

4       ~~(31)~~ (32) "Social Security" means the old-age survivors and  
5 disability section of the federal Social Security Act;

6       ~~(32)~~ (33) "Total disability" means a physical or mental  
7 disability accepted for disability benefits by the federal Social  
8 Security System;

9       ~~(33)~~ (34) "Service-connected disability benefits" means  
10 military service benefits which are for a service-connected  
11 disability rated at twenty percent (20%) or more by the Veterans  
12 Administration or the Armed Forces of the United States;

13       ~~(34)~~ (35) "Elected official" means a person elected to a state  
14 office in the legislative or executive branch of state government or  
15 a person elected to a county office for a definite number of years  
16 and shall include an individual who is appointed to fill the  
17 unexpired term of an elected state official;

18       ~~(35)~~ (36) "Elected service" means the period of service as an  
19 elected official;

20       ~~(36)~~ (37) "Limitation year" means the year used in applying the  
21 limitations of Section 415 of the Internal Revenue Code of 1986,  
22 which year shall be the calendar year; and

23       ~~(37)~~ (38) "Public safety officers of the Grand River Dam  
24 Authority" means those persons hired by the Grand River Dam

1 Authority on or after March 21, 2001, who are certified by the  
2 Council on Law Enforcement Education and Training or an equivalent  
3 certifying entity for law enforcement personnel training and who  
4 perform law enforcement functions as part of their regularly  
5 assigned duties and responsibilities on a full-time basis. With  
6 respect to any public safety officer hired by the Grand River Dam  
7 Authority on or after March 21, 2001, any earned benefits or credits  
8 toward retirement benefits from previous participation within the  
9 Oklahoma Public Employees Retirement System or the Oklahoma Law  
10 Enforcement Retirement System shall remain within that system.

11 SECTION 2. AMENDATORY 74 O.S. 2021, Section 915, as  
12 amended by Section 2, Chapter 280, O.S.L. 2024 (74 O.S. Supp. 2025,  
13 Section 915), is amended to read as follows:

14 Section 915. A. (1) Except as otherwise provided in this  
15 subsection and as provided for elected officials in Section 913.4 of  
16 this title, any member who shall retire on or after the member's  
17 normal retirement date shall be entitled to receive an annual  
18 retirement benefit equal to two percent (2%) of the member's final  
19 average compensation as determined pursuant to paragraph (18) of  
20 Section 902 of this title, multiplied by the number of years of  
21 credited service that has been credited to the member in accordance  
22 with the provisions of Section 913 of this title other than years  
23 credited pursuant to paragraph (2) of this subsection.

24

1 (2) Effective January 1, 2004, except as otherwise provided for  
2 elected officials in Section 913.4 of this title and except for  
3 those members making contributions pursuant to paragraphs (c), (d),  
4 (e) and (f) of subsection (1) of Section 919.1 of this title, any  
5 member who shall retire shall be entitled to receive an annual  
6 retirement benefit equal to two and one-half percent (2 1/2%) of the  
7 member's final average compensation as determined pursuant to  
8 paragraph (18) of Section 902 of this title, multiplied by the  
9 number of full years of participating service after January 1, 2004,  
10 that have been credited to the member in accordance with the  
11 provisions of Section 913 of this title and only for those full  
12 years of participating service for which contributions have been  
13 made pursuant to paragraph (g) of subsection (1) of Section 919.1 of  
14 this title. The two and one-half percent (2 1/2%) multiplier shall  
15 not apply to purchased service, purchased or granted military  
16 service or transferred service. In order to receive the two and  
17 one-half percent (2 1/2%) multiplier in computing retirement  
18 benefits, an active member shall make an irrevocable written  
19 election to pay the contributions pursuant to paragraph (g) of  
20 subsection (1) of Section 919.1 of this title. The two and one-half  
21 percent (2 1/2%) multiplier pursuant to this paragraph shall not  
22 apply to additional years of service credit attributed to sick leave  
23 pursuant to paragraph 7 of subsection B of Section 913 of this title  
24 and fractional years pursuant to subsection C of Section 913 of this

1 title and shall be attributable only to the participating service  
2 credited after the election of the member.

3 (3) The minimum final average compensation for any person who  
4 becomes a member of the System on or after July 1, 1995:

5 a. and who had twenty (20) or more years of credited  
6 service within the System as of the member's  
7 retirement date shall be no less than Thirteen  
8 Thousand Eight Hundred Dollars (\$13,800.00) per annum,

9 b. and who had at least fifteen (15) but not more than  
10 nineteen (19) years of credited service within the  
11 System as of the member's retirement date shall be no  
12 less than Six Thousand Nine Hundred Dollars  
13 (\$6,900.00) per annum,

14 c. and who had less than fifteen (15) years of credited  
15 service within the System as of the member's  
16 retirement date shall not be eligible for any minimum  
17 amount of final average compensation and the member's  
18 final average compensation shall be the final average  
19 compensation as defined by paragraph (18) of Section  
20 902 of this title.

21 (4) Provided, further, any member who has elected a vested  
22 benefit pursuant to Section 917 of this title shall be entitled to  
23 receive benefits as outlined in this section except the percent  
24 factor and the member's maximum compensation level in effect the

1 date the member's employment was terminated with a participating  
2 employer shall be applicable.

3 (5) Any member who is a correctional officer or a probation and  
4 parole officer employed by the Department of Corrections at the time  
5 of retirement and who retires on or before June 30, 2000, shall be  
6 entitled to receive an annual retirement benefit equal to two and  
7 one-half percent (2 1/2%) of the final average compensation of the  
8 member not to exceed Twenty-five Thousand Dollars (\$25,000.00) and  
9 two percent (2%) of the final average salary in excess of Twenty-  
10 five Thousand Dollars (\$25,000.00) but not exceeding the maximum  
11 compensation level as provided in paragraph (9) of Section 902 of  
12 this title, multiplied by the number of years of service as a  
13 correctional officer or a probation and parole officer; provided,  
14 any years accrued prior to July 1, 1990, as a correctional officer  
15 or a probation and parole officer by a member who is employed as a  
16 correctional officer or a probation and parole officer on July 1,  
17 1990, shall be calculated for retirement purposes at two and one-  
18 quarter percent (2 1/4%) of the final average compensation of the  
19 member not to exceed Twenty-five Thousand Dollars (\$25,000.00) and  
20 two percent (2%) of the final average salary in excess of Twenty-  
21 five Thousand Dollars (\$25,000.00) but not exceeding the maximum  
22 compensation level as provided in paragraph (9) of Section 902 of  
23 this title, multiplied by the number of years of such service and  
24 any years in excess of twenty (20) years as such an officer or years

1 credited to the member in accordance with the provisions of Section  
2 913 of this title shall be calculated for retirement purposes at two  
3 percent (2%) of the final average compensation of the member  
4 multiplied by the number of years of such service. Any person who  
5 contributes to the System as a correctional officer or a probation  
6 and parole officer as provided in paragraph (b) or (c) of subsection  
7 (1) of Section 919.1 of this title, on or before June 30, 2000, but  
8 who does not make such contributions after June 30, 2000, and who  
9 does not qualify for normal retirement under subparagraph (c) of  
10 paragraph (24) of Section 902 of this title shall have retirement  
11 benefits for each year of full-time-equivalent participating service  
12 as a correctional or a probation and parole officer after July 1,  
13 1990, computed on two and one-half percent (2 1/2%) of the final  
14 average compensation based upon those years as a correctional  
15 officer or a probation and parole officer. Provided, further, any  
16 fugitive apprehension agent shall be entitled to receive benefits as  
17 outlined in this act for service as a fugitive apprehension agent  
18 prior to July 1, 2002, only upon payment to the System of the  
19 employee contributions which would have been paid if such fugitive  
20 apprehension agent had been covered by this section prior to the  
21 effective date of this act, plus interest of not to exceed ten  
22 percent (10%) as determined by the Board. The Department of  
23 Corrections may make the employee contribution and interest payment  
24 on behalf of such member.

1 (6) Any member who is a correctional officer, a probation and  
2 parole officer or a fugitive apprehension agent employed by the  
3 Department of Corrections at the time of retirement and who retires  
4 on or after July 1, 2002, shall be entitled to receive an annual  
5 retirement benefit equal to two and one-half percent (2 1/2%) of the  
6 final average compensation of the member, but not exceeding the  
7 maximum compensation level as provided in paragraph (18) of Section  
8 902 of this title, multiplied by the number of years of service as a  
9 correctional officer, a probation and parole officer or a fugitive  
10 apprehension agent, and any years in excess of twenty (20) years as  
11 such an officer or agent, or years credited to the member in  
12 accordance with the provisions of Section 913 of this title, shall  
13 be calculated for retirement purposes at two percent (2%) of the  
14 final average compensation of the member multiplied by the number of  
15 years of such service. For purposes of this paragraph, "final  
16 average compensation" shall be determined by computing the average  
17 annual salary, in the manner prescribed by paragraph (18) of Section  
18 902 of this title, for the highest three (3) years of the last ten  
19 (10) years of participating service immediately preceding retirement  
20 or termination of employment for all years of service performed by  
21 such member, both for years of service performed as a correctional  
22 officer, probation and parole officer or fugitive apprehension  
23 agent, not in excess of twenty (20) years, and for years of service  
24 performed in excess of twenty (20) years, whether as a correctional

1 officer, probation and parole officer, fugitive apprehension agent  
2 or other position unless the computation of benefits would result in  
3 a lower retirement benefit amount than if final average compensation  
4 were to be computed as otherwise provided by this paragraph. "Final  
5 average compensation" shall be determined by computing the average  
6 annual salary for the highest five (5) of the last ten (10) years of  
7 participating service immediately preceding retirement or  
8 termination of employment, with respect to members whose first  
9 participating service occurs on or after July 1, 2013.

10 (7) Any member who is a correctional officer, a probation and  
11 parole officer or a fugitive apprehension agent who has at least  
12 five (5) years of service as a correctional officer, a probation and  
13 parole officer or a fugitive apprehension agent who is in such  
14 position on June 30, 2004, or who is hired after June 30, 2004, in  
15 such position, and who receives a promotion or change in job  
16 classification after June 30, 2004, to another position in the  
17 Department of Corrections, and who is employed by the Department of  
18 Corrections at the time of retirement and who retires on or after  
19 July 1, 2004, shall be entitled to receive an annual retirement  
20 benefit equal to two and one-half percent (2 1/2%) of the final  
21 average compensation of the member, but not exceeding the maximum  
22 compensation level as provided in paragraph (18) of Section 902 of  
23 this title, multiplied by the number of years of service with the  
24 Department of Corrections and any years in excess of twenty (20)

1 years with the Department or years credited to the member in  
2 accordance with the provisions of Section 913 of this title, shall  
3 be calculated for retirement purposes at two percent (2%) of the  
4 final average compensation of the member multiplied by the number of  
5 years of such service. For purposes of this paragraph, "final  
6 average compensation" shall be determined by computing the average  
7 annual salary, in the manner prescribed by paragraph (18) of Section  
8 902 of this title, for the highest three (3) years of the last ten  
9 (10) years of participating service immediately preceding retirement  
10 or termination of employment for all years of service performed by  
11 such member with the Department. "Final average compensation" shall  
12 be determined by computing the average annual salary for the highest  
13 five (5) of the last ten (10) years of participating service  
14 immediately preceding retirement or termination of employment, with  
15 respect to members whose first participating service occurs on or  
16 after July 1, 2013.

17 (8) Any person who contributed to the System as a correctional  
18 officer, a probation and parole officer or a fugitive apprehension  
19 agent as provided in paragraph (b) or (c) of subsection (1) of  
20 Section 919.1 of this title, and who retires under normal retirement  
21 or early retirement on or after January 1, 2004, under paragraph  
22 (24) of Section 902 of this title, and any public safety officer  
23 described by paragraph (37) of Section 902 of this title hired on or  
24 after the effective date of this act by the Grand River Dam

1 Authority and who retires on or after the effective date of this  
2 act, shall have retirement benefits for each year of full-time-  
3 equivalent participating service as a correctional officer, a  
4 probation and parole officer or a fugitive apprehension agent, or  
5 Grand River Dam public safety officer computed on two and one-half  
6 percent (2 1/2%) of the final average compensation based upon those  
7 years as a correctional officer, a probation and parole officer, a  
8 fugitive apprehension agent or a Grand River Dam public safety  
9 officer. For purposes of this paragraph, "final average  
10 compensation" shall be determined by computing the average annual  
11 salary, in the manner prescribed by paragraph (18) of Section 902 of  
12 this title, for the highest three (3) years of the last ten (10)  
13 years of participating service immediately preceding retirement or  
14 termination of employment for all years of service performed by such  
15 member, both for years of service performed as a correctional  
16 officer, probation and parole officer or fugitive apprehension  
17 agent, or years of service performed as a Grand River Dam public  
18 safety officer, not in excess of twenty (20) years, and for years of  
19 service performed in excess of twenty (20) years, whether as a  
20 correctional officer, probation and parole officer, fugitive  
21 apprehension agent, Grand River Dam public safety officer, or other  
22 position unless the computation of benefits would result in a lower  
23 retirement benefit amount than if final average compensation were to  
24 be computed as otherwise provided by this paragraph. "Final average

1 compensation" shall be determined by computing the average annual  
2 salary for the highest five (5) of the last ten (10) years of  
3 participating service immediately preceding retirement or  
4 termination of employment, with respect to members whose first  
5 participating service occurs on or after July 1, 2013, or with  
6 respect to Grand River Dam public safety officers whose first  
7 participating service occurs on or after the effective date of this  
8 act.

9 (9) Any member who is:

- 10 a. initially on or after July 1, 2002, employed as a  
11 firefighter for the Oklahoma Military Department and  
12 who retires on or after the member's normal retirement  
13 date shall be entitled to receive an annual retirement  
14 benefit equal to two and one-half percent (2 1/2%) of  
15 the final average compensation of the member  
16 multiplied by the number of years of service in such  
17 service,
- 18 b. (1) a firefighter who performs firefighting services  
19 for the Oklahoma Military Department prior to  
20 July 1, 2002, and who makes an election in  
21 writing on a form prescribed for this purpose by  
22 the System not later than December 31, 2002,  
23 shall be entitled to receive a retirement benefit  
24 based upon two and one-half percent (2 1/2%) of

1 the final average compensation of the member  
2 multiplied by the number of years of service as a  
3 firefighter with the Oklahoma Military Department  
4 on or after July 1, 2002. The election  
5 authorized by this subdivision shall be  
6 irrevocable once the election is filed with the  
7 System,

- 8 (2) a firefighter who performs firefighting services  
9 for the Oklahoma Military Department prior to  
10 July 1, 2002, and who makes the election in  
11 division (1) of this subparagraph may also make  
12 an election in writing on a form prescribed for  
13 this purpose by the System not later than  
14 December 31, 2002, to receive a retirement  
15 benefit based upon two and one-half percent (2  
16 1/2%) of the final average compensation of the  
17 member multiplied by the number of years of  
18 service as a firefighter with the Oklahoma  
19 Military Department prior to July 1, 2002. The  
20 election authorized by this subdivision shall be  
21 irrevocable once the election is filed with the  
22 System. Retirement benefits shall be calculated  
23 based upon the two and one-half percent (2 1/2%)  
24

1 multiplier upon payment being made pursuant to  
2 Section 913.5 of this title,

3 c. initially on or after July 1, 2026, employed as a  
4 CLEET-certified law enforcement agent for the  
5 Oklahoma Department of Human Services Office of  
6 Inspector General and who retires on or after the  
7 member's normal retirement date shall be entitled  
8 to receive an annual retirement benefit equal to  
9 two and one-half percent (2 1/2%) of the final  
10 average compensation of the member multiplied by  
11 the number of years of service in such service,

12 d. (1) a CLEET-certified law enforcement agent who  
13 performs law enforcement services for the  
14 Department of Human Services Office of Inspector  
15 General prior to July 1, 2026, and who makes an  
16 election in writing on a form prescribed for this  
17 purpose by the System not later than December 31,  
18 2026, shall be entitled to receive a retirement  
19 benefit based upon two and one-half percent (2  
20 1/2%) of the final average compensation of the  
21 member multiplied by the number of years of  
22 service as a CLEET-certified law enforcement  
23 agent for the Department of Human Services Office  
24 of Inspector General on or after July 1, 2026.

1           The election authorized by the subparagraph shall  
2           be irrevocable once the election is filed with  
3           the System,

4           (2) a CLEET-certified law enforcement agent who  
5           performs law enforcement services for the  
6           Department of Human Services Office of Inspector  
7           General prior to July 1, 2026, and who makes the  
8           election in subparagraph (1) of this paragraph  
9           may also make an election in writing on a form  
10           prescribed for this purpose by the System not  
11           later than December 31, 2026, to receive a  
12           retirement benefit based upon two and one-half  
13           percent (2 1/2%) of the final average  
14           compensation of the member multiplied by the  
15           number of years of service as a CLEET-certified  
16           law enforcement agent who performs law  
17           enforcement services for the Department of Human  
18           Services Office of Inspector General prior to  
19           July 1, 2026. The election authorized by this  
20           subdivision shall be irrevocable once the  
21           election is filed with the System. Retirement  
22           benefits shall be calculated based upon the two  
23           and one-half percent (2 1/2%) multiplier upon  
24

1                   payment being made pursuant to Section 913.5 of  
2                   this title.

3           (10) Any person who contributes to the System as a deputy  
4 sheriff or county jailer as provided in paragraph (f) of subsection  
5 (1) of Section 919.1 of this title, and who was:

6           a.     employed by a participating employer in the System  
7                   for the first time as a deputy sheriff or jailer on  
8                   or after November 1, 2020, and who retires under  
9                   normal retirement or early retirement under division  
10                  (v) of subparagraph (d) of paragraph (24) of Section  
11                  902 of this title, shall have retirement benefits for  
12                  each year of full-time-equivalent participating  
13                  service as a deputy sheriff or county jailer computed  
14                  on two and one-half percent (2 1/2%) of the final  
15                  average compensation based upon those years as a  
16                  deputy sheriff or county jailer, and any years in  
17                  excess of twenty (20) years as a deputy sheriff or  
18                  county jailer, or years credited to the member in  
19                  accordance with the provisions of Section 913 of this  
20                  title, shall be calculated for retirement purposes at  
21                  two percent (2%) of the final average compensation of  
22                  the member multiplied by the number of years of such  
23                  service, or

- 1           b.     (1)   employed by a participating employer in the  
2                    System for the first time as a deputy sheriff or  
3                    county jailer before November 1, 2020, and who  
4                    retires under the normal retirement or early  
5                    retirement under division (vi) of subparagraph  
6                    (d) of paragraph (24) of Section 902 of this  
7                    title, shall be entitled to receive a retirement  
8                    benefit based on two and one-half percent (2  
9                    1/2%) of the final average compensation of the  
10                   member multiplied based on the number of years of  
11                   service as a deputy sheriff or county jailer with  
12                   any county participating in the System on or  
13                   after November 1, 2024,
- 14           (2)   employed by a participating employer in the  
15                   System for the first time as a deputy sheriff or  
16                   county jailer before November 1, 2020, and who  
17                   retires under the normal retirement or early  
18                   retirement under division (vi) of subparagraph  
19                   (d) of paragraph (24) of Section 902 of this  
20                   title, and who makes an election in writing not  
21                   later than July 1, 2026, on a form prescribed for  
22                   this purpose by the System, shall be entitled to  
23                   a retirement benefit based upon two and one-half  
24                   percent (2 1/2%) of the final average

1 compensation of the member multiplied by the  
2 number of years of service prior to November 1,  
3 2024, as a deputy sheriff or county jailer  
4 employed by any county that is a participating  
5 employer in the System. The election authorized  
6 by this subparagraph shall be irrevocable once  
7 the election is filed with the System.

8 Retirement benefits shall be calculated based  
9 upon the two and one-half percent (2 1/2%)  
10 multiplier upon payment being made pursuant to  
11 Section 913.5 of this title. Any person  
12 otherwise qualifying under this subparagraph, but  
13 who is not employed as a deputy sheriff or county  
14 jailer on November 1, 2024, and who is reemployed  
15 as a deputy sheriff or county jailer with a  
16 county that is a participating employer in the  
17 System after November 1, 2024, shall have six (6)  
18 months from the initial date of reemployment to  
19 make the election authorized in this  
20 subparagraph. The actuarial purchase of any  
21 service credit accrued prior to November 1, 2024,  
22 as a deputy sheriff or county jailer employed by  
23 a county that is a participating employer in the  
24 System as set forth in this subparagraph shall

1 cancel such corresponding service and shall not  
2 be used to compute the retirement benefit under  
3 any other provision except as provided in this  
4 subparagraph. In no event shall the service  
5 purchased under this subparagraph cause the  
6 member to receive a retirement benefit for the  
7 same service in any other plan. Any purchased  
8 service under this subparagraph shall comply with  
9 the applicable provisions of the Internal Revenue  
10 Code and rules adopted by the Board of Trustees.

11 c. For purposes of paragraph (10), "final average  
12 compensation" shall be determined by computing the  
13 average annual salary, in the manner prescribed by  
14 paragraph (18) of Section 902 of this title, both for  
15 years of service performed as a deputy sheriff or  
16 county jailer not in excess of twenty (20) years, and  
17 for years of service performed in excess of twenty  
18 (20) years, whether as a deputy sheriff or county  
19 jailer.

20 (11) Upon death of a retiree, there shall be paid to his or her  
21 beneficiary an amount equal to the excess, if any, of his or her  
22 accumulated contributions over the sum of all retirement benefit  
23 payments made.

1           (12) Such annual retirement benefits shall be paid in equal  
2 monthly installments, except that the Board may provide for the  
3 payment of retirement benefits which total less than Two Hundred  
4 Forty Dollars (\$240.00) a year on other than a monthly basis.

5           (13) Pursuant to the rules established by the Board, a retiree  
6 receiving monthly benefits from the System may authorize warrant  
7 deductions for any products currently offered to active state  
8 employees through the Employees Benefits Council, provided that  
9 product is offered to state retirees as a group and has a minimum  
10 participation of five hundred state retirees. The System has no  
11 responsibility for the marketing, enrolling or administration of  
12 such products, but shall retain a processing fee of two percent (2%)  
13 of the gross deductions for the products. Retirement benefit  
14 deductions shall be made for membership dues for any statewide  
15 association for which payroll deductions are authorized pursuant to  
16 subsection B of Section 34.70 of Title 62 of the Oklahoma Statutes  
17 for retired members of any state-supported retirement system, upon  
18 proper authorization given by the member to the board from which the  
19 member or beneficiary is currently receiving retirement benefits.

20           B. A member shall be considered disabled if such member  
21 qualifies for the payment of Social Security disability benefits, or  
22 the payment of benefits pursuant to the Railroad Retirement Act of  
23 1974, Section 231 et seq. of Title 45 of the United States Code, and  
24 shall be eligible for benefits hereunder upon proof of such

1 disability, provided such member is an active regularly scheduled  
2 employee with a participating employer at the time of injury or  
3 inception of illness or disease resulting in subsequent  
4 certification of eligibility for Social Security disability benefits  
5 by reason of such injury, illness or disease, providing such  
6 disability is certified by the Social Security Administration within  
7 one (1) year after the last date physically on the job and after  
8 completion of at least eight (8) years of participating service or  
9 combined prior and participating service or resulting in subsequent  
10 certification of eligibility of disability by the Railroad  
11 Retirement Board providing such certification is made by the  
12 Railroad Retirement Board within one (1) year after the last date  
13 physically on the job and after completion of at least eight (8)  
14 years of participating service or combined prior and participating  
15 service. The member shall submit to the Retirement System the  
16 Social Security Award Notice or the Railroad Retirement Award Notice  
17 certifying the date of entitlement for disability benefits, as  
18 issued by the Social Security Administration, Department of Health  
19 and Human Services or the Railroad Retirement Board. Disability  
20 benefits shall become effective on the date of entitlement as  
21 established by the Social Security Administration or the Railroad  
22 Retirement Board, but not before the first day of the month  
23 following removal from the payroll, whichever is later, and final  
24 approval by the Retirement System. Benefits shall be based upon

1 length of service and compensation as of the date of disability,  
2 without actuarial reduction because of commencement prior to the  
3 normal retirement date. The only optional form of benefit payment  
4 available for disability benefits is Option A as provided for in  
5 Section 918 of this title. Option A must be elected in accordance  
6 with the provisions of Section 918 of this title. Benefit payments  
7 shall cease upon the member's recovery from disability prior to the  
8 normal retirement date. Future benefits, if any, shall be paid  
9 based upon length of service and compensation as of the date of  
10 disability. In the event that disability ceases and the member  
11 returns to employment within the System credited service to the date  
12 of disability shall be restored, and future benefits shall be  
13 determined accordingly.

14 C. A member who incurred a disability pursuant to subsection B  
15 of this section on or after July 1, 1999, and who has retired from  
16 the System with an early retirement benefit pending certification  
17 from the Social Security Administration or the Railroad Retirement  
18 Board shall receive a retirement benefit not less than the  
19 disability retirement benefit provided by subsection B of this  
20 section once the System receives a Social Security Award Notice or a  
21 Railroad Retirement Award Notice pursuant to subsection B of this  
22 section and a completed Application for Disability Benefits. In  
23 addition, such member shall receive the difference, if any, between  
24 the early retirement benefit and the disability benefit from the

1 date the Social Security Administration or the Railroad Retirement  
2 Board establishes disability entitlement.

3 D. Any actively participating member of the System on or after  
4 July 1, 1998, except for those employees provided in subparagraph  
5 (e) of paragraph (14) of Section 902 of this title, whose employment  
6 is less than full-time, shall have his or her final average  
7 compensation calculated on an annualized basis using his or her  
8 hourly wage subject to the maximum compensation limits; provided,  
9 however, any such member whose first participating service occurred  
10 before July 1, 2013, and who has at least three (3) years of full-  
11 time employment during the last ten (10) years immediately preceding  
12 termination or retirement shall not be eligible for the  
13 annualization provisions contained herein; and provided further, any  
14 such member whose first participating service occurred on or after  
15 July 1, 2013, and who has at least five (5) years of full-time  
16 employment during the last ten (10) years immediately preceding  
17 termination or retirement shall not be eligible for the  
18 annualization provisions contained herein. The Board of Trustees  
19 shall promulgate such administrative rules as are necessary to  
20 implement the provisions of this subsection.

21 SECTION 3. AMENDATORY 74 O.S. 2021, Section 916.3, as  
22 amended by Section 3, Chapter 280, O.S.L. 2024 (74 O.S. Supp. 2025,  
23 Section 916.3), is amended to read as follows:  
24

1 Section 916.3. A. Notwithstanding the provisions of Sections  
2 901 through 932 of this title, a monthly pension, as provided in  
3 subsection B of this section, shall be paid on behalf of any member  
4 who is a:

5 1. Correctional officer or probation and parole officer of the  
6 Department of Corrections and who is killed or mortally wounded on  
7 or after January 1, 2000, during the performance of the member's  
8 duties for the Department or any employee of the Department of  
9 Corrections who is killed or mortally wounded after June 30, 2004,  
10 during the performance of the member's duties for the Department;

11 2. Deputy sheriff or county jailer first hired on or after  
12 November 1, 2020, by any county that is a participating member in  
13 the System, and who is killed or mortally wounded during the  
14 performance of the member's duties as a deputy sheriff or jailer;

15 ~~and~~

16 3. Deputy sheriff or county jailer first hired before November  
17 1, 2020, by any county that is a participating employer in the  
18 System, and who is killed or mortally wounded during the performance  
19 of the member's duties for the participating county on or after  
20 November 1, 2024; and

21 4. CLEET-certified law enforcement agent employed by the  
22 Department of Human Services Office of Inspector General and who is  
23 killed or mortally wounded on or after July 1, 2026, during the  
24 performance of the member's duties for the Department.

1 B. The monthly benefit shall be equal to:

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

3 2. Multiplied by twenty (20) years of service, regardless of  
4 the actual number of years of credited service performed by the  
5 member prior to death, if the member had performed less than twenty  
6 (20) years of credited service, or the actual number of years of  
7 credited service of the member if greater than twenty (20) years;

8 3. Multiplied by the member's final average compensation; and

9 4. Divided by 12.

10 C. The pension provided for in subsection A of this section  
11 shall be paid:

12 1. Except as provided in subsection D of this section, to the  
13 surviving spouse for life; or

14 2. If there is no surviving spouse or upon the death of the  
15 surviving spouse:

16 a. to the surviving child or children of said member or  
17 legal guardian of such child or children for such time  
18 as such child or children are under the age of  
19 eighteen (18) years, or

20 b. to the surviving child or children between the age of  
21 eighteen (18) and twenty-two (22) years if the child  
22 is enrolled full time in and is regularly attending a  
23 public or private school or any institution of higher  
24 education.

1 D. No surviving spouse shall receive benefits from this  
2 section, Section 49-113 of Title 11 of the Oklahoma Statutes,  
3 Section 50-117 of Title 11 of the Oklahoma Statutes, or Section 2-  
4 306 of Title 47 of the Oklahoma Statutes as the surviving spouse of  
5 more than one member of the Oklahoma Firefighters Pension and  
6 Retirement System, the Oklahoma Police Pension and Retirement  
7 System, the Oklahoma Law Enforcement Retirement System, or the  
8 Oklahoma Public Employees Retirement System. The surviving spouse  
9 of more than one member shall elect which member's benefits he or  
10 she will receive.

11 E. In addition to the pension above provided for, if said  
12 member leaves one or more children under the age of eighteen (18)  
13 years or under the age of twenty-two (22) years if the child is  
14 enrolled full-time in and is regularly attending a public or private  
15 school or any institution of higher education, Four Hundred Dollars  
16 (\$400.00) a month shall be paid to the surviving spouse or to the  
17 person having the care and custody of such children if there is no  
18 surviving spouse or if the surviving spouse dies and until each  
19 child reaches the age of eighteen (18) years or reaches the age of  
20 twenty-two (22) years if the child is enrolled full-time in and is  
21 regularly attending a public or private school or any institution of  
22 higher education.

23 F. The pension benefit provided in this section shall be made  
24 prospectively only from the effective date of this act. The

1 benefits shall be payable beginning the later of the first day of  
2 the month following the date that such employee was killed or dies  
3 from a mortal wound, as provided in this section, or the effective  
4 date of this act.

5 G. The Board of the Oklahoma Public Employees Retirement System  
6 shall promulgate such rules as are necessary to implement the  
7 provisions of this section.

8 SECTION 4. AMENDATORY 74 O.S. 2021, Section 919.1, as  
9 amended by Section 4, Chapter 280, O.S.L. 2024 (74 O.S. Supp. 2025,  
10 Section 919.1), is amended to read as follows:

11 Section 919.1. (1) Employee contributions to the System shall  
12 be:

13 (a) for employees except as otherwise provided in  
14 paragraphs (b), (c), (d), (e), (f) ~~and~~, (g), and (h)  
15 of this subsection: beginning July 1, 2006, and  
16 thereafter, three and one-half percent (3.5%) of  
17 allowable annual compensation;

18 (b) for correctional officers and probation and parole  
19 officers employed by the Department of Corrections:  
20 beginning July 1, 1998, and thereafter, and for  
21 correctional officers or probation and parole officers  
22 who are in such position on June 30, 2004, or who are  
23 hired after June 30, 2004, and who receive a promotion  
24 or change in job classification after June 30, 2004,

1 to another position in the Department of Corrections,  
2 so long as such officers have at least five (5) years  
3 of service as a correctional officer or probation and  
4 parole officer, eight percent (8%) of allowable  
5 compensation as provided in paragraph (9) of Section  
6 902 of this title;

7 (c) for fugitive apprehension agents who are employed with  
8 the Department of Corrections on or after July 1,  
9 2002, and for fugitive apprehension agents who are in  
10 such position on June 30, 2004, or who are hired after  
11 June 30, 2004, and who receive a promotion or change  
12 in job classification after June 30, 2004, to another  
13 position in the Department of Corrections, so long as  
14 such agents have at least five (5) years of service as  
15 a fugitive apprehension agent, eight percent (8%) of  
16 allowable compensation as provided in paragraph (9) of  
17 Section 902 of this title;

18 (d) for firefighters of the Oklahoma Military Department  
19 first employed beginning July 1, 2002, and thereafter,  
20 and such firefighters who performed service prior to  
21 July 1, 2002, for the Oklahoma Military Department and  
22 who make the election authorized by division (1) of  
23 subparagraph b of paragraph (9) of subsection A of  
24 Section 915 of this title who perform service on or

1 after July 1, 2002, in such capacity, eight percent  
 2 (8%) of allowable compensation as provided in  
 3 subsection (9) of Section 902 of this title;

4 (e) for all public safety officers of the Grand River Dam  
 5 Authority as defined by paragraph (37) of Section 902  
 6 of this title, eight percent (8%) of allowable  
 7 compensation as provided in paragraph (9) of Section  
 8 902 of this title;

9 (f) for deputy sheriffs and county jailers employed by any  
 10 county that is a participating employer in the System  
 11 for the first time as a deputy sheriff or jailer on or  
 12 after November 1, 2020, or beginning November 1, 2024,  
 13 those deputy sheriffs and county jailers employed by  
 14 any county that is a participating employer in the  
 15 System for the first time as a deputy sheriff or  
 16 county jailer before November 1, 2020, eight percent  
 17 (8%) of allowable compensation as provided in  
 18 paragraph (9) of Section 902 of this title; ~~and~~

19 (g) for all CLEET-certified law enforcement agents of the  
 20 Department of Human Services Office of Inspector  
 21 General as defined by paragraph (38) of Section 902 of  
 22 this title, eight percent (8%) of allowable  
 23 compensation as provided in paragraph (9) of Section  
 24 902 of this title; and

1       ~~(g)~~

2       (h) for all employees except those who make contributions  
3       pursuant to paragraphs (b), (c), (d), (e) ~~and~~ (f),  
4       and (g) of this subsection who make an irrevocable  
5       written election pursuant to paragraph (2) of  
6       subsection A of Section 915 of this title: six and  
7       forty-one one-hundredths percent (6.41%) of allowable  
8       annual compensation.

9       The contributions required by paragraphs (b), (c), (e), and (f)  
10      of this subsection shall be made by a member for not more than  
11      twenty (20) years and thereafter shall be as provided in paragraph  
12      (a) of this subsection.

13      (2) Contributions shall be deducted by each state agency by the  
14      participating employer for such benefits as the Board is authorized  
15      to administer as provided for by law. Employee and employer  
16      contributions shall be remitted monthly, or as the Board may  
17      otherwise provide, to the Executive Director for deposit in the  
18      Oklahoma Public Employees Retirement Fund.

19      (3) Each participating employer shall pick up under the  
20      provisions of Section 414(h)(2) of the Internal Revenue Code of 1986  
21      and pay the contribution which the member is required by law to make  
22      to the System for all compensation earned after December 31, 1988.  
23      Although the contributions so picked up are designated as member  
24      contributions, such contributions shall be treated as contributions

1 being paid by the participating employer in lieu of contributions by  
2 the member in determining tax treatment under the Internal Revenue  
3 Code of 1986 and such picked up contributions shall not be  
4 includable in the gross income of the member until such amounts are  
5 distributed or made available to the member or the beneficiary of  
6 the member. The member, by the terms of this System, shall not have  
7 any option to choose to receive the contributions so picked up  
8 directly and the picked up contributions must be paid by the  
9 participating employer to the System.

10 Member contributions which are picked up shall be treated in the  
11 same manner and to the same extent as member contributions made  
12 prior to the date on which member contributions were picked up by  
13 the participating employer. Member contributions so picked up shall  
14 be included in gross salary for purposes of determining benefits and  
15 contributions under the System.

16 The participating employer shall pay the member contributions  
17 from the same source of funds used in paying salary to the member,  
18 by effecting an equal cash reduction in gross salary of the member.

19 (4) By September 1, 1989, the System shall refund the  
20 accumulated employee contributions of any member who elects to  
21 retain the member's membership in the Teachers' Retirement System of  
22 Oklahoma, in accordance with Section 17-104 of Title 70 of the  
23 Oklahoma Statutes, to such member. Upon the refund of the  
24

1 accumulated employee contributions referred to in this subsection,  
2 all benefits and rights accrued to such member are terminated.

3 SECTION 5. AMENDATORY 74 O.S. 2021, Section 935.2, is  
4 amended to read as follows:

5 Section 935.2. A. The Oklahoma Public Employees Retirement  
6 System (System) shall establish a defined contribution system for  
7 those persons who first become employed in a full-time equivalent  
8 position or a position which is less than full-time but more than  
9 half-time position and which qualifies for employee benefits,  
10 including but not limited to, health insurance and leave time by any  
11 participating employer of the System, as defined by paragraph (25)  
12 of Section 902 of this title, on or after November 1, 2015. Any  
13 person first licensed by the Department of Rehabilitation Services  
14 as a vending stand operator or managing operator on or after  
15 November 1, 2015, as defined by Section 929 of this title, shall be  
16 eligible for participation in the defined contribution system.

17 B. The provisions of subsection A of this section and the  
18 provisions of this act shall not be applicable to employees who are  
19 initially employed in the positions described in division (i), (ii),  
20 (iii), ~~or~~ (iv), or (vii) of subparagraph (d) of paragraph (24) of  
21 Section 902 of this title, district attorneys, assistant district  
22 attorneys or other employees of the district attorney's office, and  
23 any employees of a county, county elected officials, county  
24 hospital, city or town, conservation district, circuit engineering

1 district, and any public or private trust in which a county, city or  
2 town participates and is the primary beneficiary.

3 C. An employee described by subsection A of this section shall  
4 become a participant in the defined contribution system and the  
5 employee shall not accrue any service credit in the Oklahoma Public  
6 Employees Retirement System as established pursuant to Section 901  
7 et seq. of this title.

8 D. Employees who participate in the defined contribution system  
9 shall be deemed to begin service in the defined contribution system  
10 on the first day of the month following employment.

11 E. An employee who begins participating in the defined benefit  
12 plan on or after November 1, 2015, in one of the positions described  
13 in subsection B of this section, shall continue to participate in  
14 the defined benefit plan only as long as he or she continues to be  
15 employed in a position described in subsection B of this section.

16 F. Any employee employed on or after November 1, 2015, by the  
17 Legislative Service Bureau, State Senate or House of Representatives  
18 for the full duration of a regular legislative session shall be  
19 eligible for membership only in the defined contribution system  
20 regardless of classification as a temporary employee. The temporary  
21 session employee may participate in the defined contribution system  
22 during the regular legislative session at the option of the  
23 employee. Once the temporary session employee makes a choice to  
24 participate, the choice shall be binding for all future legislative

1 sessions during which the temporary session employee is employed.  
2 For purposes of this subparagraph, the determination of whether an  
3 employee is employed for the full duration of a regular legislative  
4 session shall be made by the employer.

5 SECTION 6. This act shall become effective July 1, 2026.

6 SECTION 7. It being immediately necessary for the preservation  
7 of the public peace, health or safety, an emergency is hereby  
8 declared to exist, by reason whereof this act shall take effect and  
9 be in full force from and after its passage and approval.

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