

1 H BILL NO. 587  
2 INTRODUCED BY Thorne

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT MEMBERS OF  
5 THE NATIONAL GUARD TO FILE APPLICATIONS TO BECOME MEMBERS OF  
6 THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND TO RECEIVE  
7 CREDIT FOR PRIOR SERVICE; AMENDING SECTION 68-2510, R.C.M.  
8 1947."

9  
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 68-2510, R.C.M. 1947, is amended to  
12 read as follows:

13 "68-2510. Federally subsidized employees eligible --  
14 national guardsmen. (1) A person whose compensation is paid  
15 either fully or in part from federal funds, but who is not  
16 subject to the federal retirement system, is considered an  
17 employee and is entitled to all benefits and is required to  
18 make all employee contributions under the retirement system  
19 based upon the full salary received by such employee,  
20 including that portion of salary paid from federal funds.

21 (2) Each member of the Montana army and air national  
22 guard is considered an employee. Any such person ~~who was an~~  
23 ~~employee on duty in 1961 or prior thereto and who has filed~~  
24 ~~with the board an election not to become a member~~ may at  
25 anytime, while he is an employee, file with the board an

1 election to become a member and receive credit for prior  
2 service under the provisions of section 68-1608."

-End-

INTRODUCED BILL

HB 587

STATE OF MONTANA

REQUEST NO. 301-77

FISCAL NOTE

Form BD-15

In compliance with a written request received January 31, 19 77, there is hereby submitted a Fiscal Note for House Bill 587 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly.

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

House Bill 587 permits members of the National Guard to file applications to become members of the Public Employees Retirement System and to receive credit for prior service.

ASSUMPTION:

The bill, as written, restricts itself to "prior service" as defined under Section 68-1608 and 68-1502, R.C.M. 1947, which is service before July 1, 1945. Since service prior to July 1, 1945, has been included in the amortization schedule of retirement system, there is no fiscal impact due to this bill.

*Richard L. Franz*  
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: February 4, 1977

Approved by Committee  
on State Administration

1 HOUSE BILL NO. 587  
 2 INTRODUCED BY MOORE  
 3  
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT MEMBERS OF  
 5 THE NATIONAL GUARD TO FILE APPLICATIONS TO BECOME MEMBERS OF  
 6 THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND TO RECEIVE  
 7 CREDIT FOR PRIOR SERVICE; AMENDING SECTION 68-2510, R.C.M.  
 8 1947."

9  
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 68-2510, R.C.M. 1947, is amended to  
12 read as follows:

13 \*68-2510. Federally subsidized employees eligible --  
 14 national guardsmen. (1) A person whose compensation is paid  
 15 either fully or in part from federal funds, but who is not  
 16 subject to the federal retirement system, is considered an  
 17 employee and is entitled to all benefits and is required to  
 18 make all employee contributions under the retirement system  
 19 based upon the full salary received by such employee,  
 20 including that portion of salary paid from federal funds.

21 (2) Each member of the Montana army and air national  
 22 guard is considered an employee. Any such person ~~who was an~~  
 23 ~~employee on July 1, 1964, or prior thereto and who has filed~~  
 24 ~~with the board on election not to become a member~~ may at  
 25 anytime, while he is an employee, file with the board an

1 election to become a member and receive credit for prior  
 2 service under the provisions of ~~section 68-1607 and~~ 68-1608.  
 3 ~~(3) THE PROVISIONS OF 68-1602(8) DO NOT PROHIBIT~~  
 4 ~~PARTICIPATION IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM BY~~  
 5 ~~MEMBERS OF THE MONTANA NATIONAL GUARD."~~

-End-

1 HOUSE BILL NO. 587  
 2 INTRODUCED BY MOORE  
 3  
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT MEMBERS OF  
 5 THE NATIONAL GUARD TO FILE APPLICATIONS TO BECOME MEMBERS OF  
 6 THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND TO RECEIVE  
 7 CREDIT FOR PRIOR SERVICE; AMENDING SECTION 68-2510, R.C.M.  
 8 1947."

9  
 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
 11 Section 1. Section 68-2510, R.C.M. 1947, is amended to  
 12 read as follows:  
 13 "68-2510. Federally subsidized employees eligible --  
 14 national guardsmen. (1) A person whose compensation is paid  
 15 either fully or in part from federal funds, but who is not  
 16 subject to the federal retirement system, is considered an  
 17 employee and is entitled to all benefits and is required to  
 18 make all employee contributions under the retirement system  
 19 based upon the full salary received by such employee,  
 20 including that portion of salary paid from federal funds.  
 21 (2) Each member of the Montana army and air national  
 22 guard is considered an employee. Any such person ~~who was an~~  
 23 ~~employee on July 1, 1961, or prior thereto and who has filed~~  
 24 ~~with the board on election not to become a member~~ may at  
 25 ~~anytime~~, while he is an employee, file with the board an

1 election to become a member and receive credit for prior  
 2 service under the provisions of ~~section 68-1607 AND~~ 68-1608.  
 3 ~~(3) THE PROVISIONS OF 68-1602(8) DO NOT PROHIBIT~~  
 4 ~~PARTICIPATION IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM BY~~  
 5 ~~MEMBERS OF THE MONTANA NATIONAL GUARD."~~

-End-

March 23, 1977

SENATE  
COMMITTEE OF THE WHOLE

That House Bill No. 587 be amended as follows:

1. Amend page 2, section 1, lines 3 through 5.  
Following: line 2  
Strike: subsection 3 in its entirety

1 HOUSE BILL NO. 587  
2 INTRODUCED BY MOORE

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT MEMBERS OF  
5 THE NATIONAL GUARD TO FILE APPLICATIONS TO BECOME MEMBERS OF  
6 THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND TO RECEIVE  
7 CREDIT FOR PRIOR SERVICE; AMENDING SECTION 68-2510, R.C.M.  
8 1947."

9  
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 68-2510, R.C.M. 1947, is amended to  
12 read as follows:

13 "68-2510. Federally subsidized employees eligible --  
14 national guardsmen. (1) A person whose compensation is paid  
15 either fully or in part from federal funds, but who is not  
16 subject to the federal retirement system, is considered an  
17 employee and is entitled to all benefits and is required to  
18 make all employee contributions under the retirement system  
19 based upon the full salary received by such employee,  
20 including that portion of salary paid from federal funds.

21 (2) Each member of the Montana army and air national  
22 guard is considered an employee. Any such person who was an  
23 employee on July 1, 1961, or prior thereto and who has filed  
24 with the board an election not to become a member may at  
25 anytime, while he is an employee, file with the board an

1 election to become a member and receive credit for prior  
2 service under the provisions of section 68-1607 AND 68-1608.

3 ~~(3) THE PROVISIONS OF 68-1607(1) DO NOT PROHIBIT~~  
4 ~~PARTICIPATION IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM BY~~  
5 ~~MEMBERS OF THE MONTANA NATIONAL GUARD."~~

-End-