

1 *Senate* BILL NO. *354*  
 2 INTRODUCED BY *Rasmussen* *Deuble*

3  
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR AN  
 5 INCREASE IN THE STATE'S CONTRIBUTION TO THE MONTANA GAME  
 6 WARDENS' RETIREMENT SYSTEM; TO REVISE THE PROCEDURE FOR  
 7 PAYING THE EXPENSES OF ADMINISTERING SUCH SYSTEM; AND TO  
 8 INCREASE THE DURATION OF BENEFITS PAID TO A BENEFICIARY  
 9 FOLLOWING A MEMBER'S EMPLOYMENT-RELATED DEATH; AMENDING  
 10 SECTIONS 68-1410 AND 68-1417, R.C.M. 1947."

11  
 12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

13 Section 1. Section 68-1410, R.C.M. 1947, is amended to  
 14 read as follows:

15 "~~68-1410. Contributions by the state of Montana~~  
 16 ~~State's contribution. (a)(1) There shall be paid Each month~~  
 17 ~~the state treasurer shall pay to the accounts~~ out of the  
 18 ~~Montana department of fish and game moneys in the earmarked~~  
 19 ~~revenue fund, monthly by the state treasury a sum equal~~  
 20 ~~to seven-per-cent (7%) of the total amount of each Montana~~  
 21 ~~game wardens' retirement system member's salary, the same to~~  
 22 ~~be credited to the retirement account created by this act~~  
 23 ~~all members' salaries and, out of the moneys collected as~~  
 24 ~~finances and forfeited bonds under the provisions of 26-121, a~~  
 25 ~~sum equal to 4% of the total of all members' salaries.~~

1 ~~(b) The expense of the administration of this act~~  
 2 ~~exclusive of the payment of retirement allowances and other~~  
 3 ~~benefits shall be paid by the state of Montana out of the~~  
 4 ~~fish and game moneys in the earmarked revenue fund made on~~  
 5 ~~the basis of budgets submitted by the board.~~

6 (2) The board may assess and the department of  
 7 administration shall collect a fee from the department of  
 8 fish and game for the purpose of defraying the expenses of  
 9 administering this act. The fee may not exceed .3% of the  
 10 total of all members' salaries."

11 Section 2. Section 68-1417, R.C.M. 1947, is amended to  
 12 read as follows:

13 "~~68-1417. Payments upon employment-related death~~  
 14 ~~attributable to employment. If the board shall find finds~~  
 15 ~~that a contributor died as a direct and proximate result of~~  
 16 ~~injury received in the course of his employment, a~~  
 17 ~~retirement allowance shall be paid to his beneficiary. Such~~  
 18 ~~retirement allowance shall consist, consisting of:~~

19 ~~(a)(1) a member's annuity which shall be is the~~  
 20 ~~actuarial equivalent of the contributor's accumulated~~  
 21 ~~deductions standing to his credit; and~~

22 ~~(b)(2) the actuarial equivalent of a state annuity~~  
 23 ~~which, when added to the member's annuity, will provide a~~  
 24 ~~total annuity equal to fifty-per-cent (50%) of the final~~  
 25 ~~salary of the contributor, less the amount which is paid to~~

1 ~~any--such~~ the beneficiary under the Workmen's Workers'  
2 Compensation Act of the state of Montana, during the period  
3 such compensation is paid or payable; ~~provided--that--in--no~~  
4 ~~event--shall--a--beneficiary--be--paid--for--more--than--fifteen--(15)~~  
5 ~~years--or--past--the--age--of--sixty--five--(65)--years, whichever is~~  
6 ~~the greater."~~

-End-

## STATE OF MONTANA

REQUEST NO. 324-77

## FISCAL NOTE

Form BD-15

In compliance with a written request received February 1, 19 77, there is hereby submitted a Fiscal Note for Senate Bill 354 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:

The present game wardens' retirement system is funded by equal contributions from both the employee and employer. Seven percent (7%) of game warden's monthly salary is deducted and deposited to his credit in the game wardens' retirement account each month. The state also provides an additional 0.3% to cover administrative costs of operating the retirement system. The state's share is derived from the Fish and Game Earmarked Revenue Account (02131).

Senate Bill 354 amends the language covering the section dealing with the state's contribution to the retirement system. The fundamental impact of the proposed legislation is that it increases the state's contribution from 7% to 11%. The state's 4% increase comes from "moneys collected as fines and forfeited bonds." These moneys are already counted as part of the Fish and Game Earmarked Revenue Account (02131). No new revenue is proposed by Senate Bill 354.

No increase is proposed in the employee's contribution to the retirement system.

The proposed legislation also establishes by law a ceiling of 0.3% on the administrative costs of operating the wardens' retirement system that may be charged against the Fish and Game Earmarked Revenue Account.

## FISCAL IMPACT:

	<u>FY 78</u>	<u>FY 79</u>
Proposed law		
State contribution @ 11%	\$157,433	\$169,241
Administrative cost @ 0.3%	<u>4,286</u>	<u>4,607</u>
Total expenditures under proposed law	161,719	173,848
Total expenditures under current law	<u>104,473</u>	<u>112,308</u>
Increased expenditures under proposed law	<u>\$ 57,246</u>	<u>\$ 61,540</u>

## TECHNICAL NOTE:

The proposed legislation implies that the 4% increase in the state's share of the wardens' retirement system is derived from a revenue source different than the original 7% contribution. This is not the case as is outlined above.

*Richard L. Langford*  
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: February 8, 1977

Approved by Committee  
on State Administration

*Senate* BILL NO. *354*  
*Rasmussen* *Shankle*

1 INTRODUCTION BY \_\_\_\_\_  
2  
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR AN  
5 INCREASE IN THE STATE'S CONTRIBUTION TO THE MONTANA GAME  
6 WARDENS' RETIREMENT SYSTEM; TO REVISE THE PROCEDURE FOR  
7 PAYING THE EXPENSES OF ADMINISTERING SUCH SYSTEM; AND TO  
8 INCREASE THE DURATION OF BENEFITS PAID TO A BENEFICIARY  
9 FOLLOWING A MEMBER'S EMPLOYMENT-RELATED DEATH; AMENDING  
10 SECTIONS 68-1410 AND 68-1417, R.C.M. 1947."

11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12 Section 1. Section 68-1410, R.C.M. 1947, is amended to  
13 read as follows:

14 "68-1410. Contributions ~~by the state of Montana~~  
15 ~~State's contribution.~~ ~~(a)(1) There shall be paid Each month~~  
16 ~~the state treasurer shall pay to the account,~~ out of the  
17 ~~Montana department of fish and game moneys in the earmarked~~  
18 ~~revenue fund, monthly, by the state treasurer,~~ a sum equal  
19 ~~to seven-per-cent-(7%) of the total amount of each Montana~~  
20 ~~game wardens' retirement system member's salary, the same to~~  
21 ~~be credited to the retirement account created by this act~~  
22 ~~all members' salaries and, out of the moneys collected as~~  
23  ~~fines and forfeited bonds under the provisions of 25-121, a~~  
24 ~~sum equal to 4% of the total of all members' salaries.~~  
25

1 ~~(b) The expense of the administration of this act,~~  
2 ~~exclusive of the payment of retirement allowances and other~~  
3 ~~benefits shall be paid by the state of Montana out of the~~  
4 ~~fish and game moneys in the earmarked revenue fund, made on~~  
5 ~~the basis of budgets submitted by the boards.~~

6 (2) The board may assess and the department of  
7 administration shall collect a fee from the department of  
8 fish and game for the purpose of defraying the expenses of  
9 administering this act. The fee may not exceed .3% of the  
10 total of all members' salaries."

11 Section 2. Section 68-1417, R.C.M. 1947, is amended to  
12 read as follows:

13 "68-1417. Payments upon employment-related death  
14 ~~attributable to employment.~~ If the board ~~shall find~~ finds  
15 that a contributor died as a direct and proximate result of  
16 injury received in the course of his employment, a  
17 retirement allowance shall be paid to his beneficiary. ~~Such~~  
18 ~~retirement allowance shall consist, consisting of:~~

19 ~~(a)(1) a member's annuity which shall be is the~~  
20 ~~actuarial equivalent of the contributor's accumulated~~  
21 ~~deductions standing to his credit; and~~

22 ~~(b)(2) the actuarial equivalent of a state annuity~~  
23 ~~which when added to the member's annuity, will provide a~~  
24 ~~total annuity equal to fifty-per-cent-(50%) of the final~~  
25 ~~salary of the contributor, less the amount which is paid to~~

LC 1477/01

1 ~~any--such~~ the beneficiary under the Workmen's Workers'  
2 Compensation Act of the state of Montana during the period  
3 such compensation is paid or payable; ~~provided--that--in--no~~  
4 ~~event--shall--a--beneficiary--be--paid--for--more--than--fifteen--(15)~~  
5 ~~years--or--past--the--age--of--sixty--five--(65)--years;--whichever--is~~  
6 ~~the--greater."~~

-End-

Approved by Committee  
on Finance & Claims  
Without recommendation

*Senate* BILL NO. *354*  
*Rasmussen* *Drumheller*

1 INTRODUCED BY \_\_\_\_\_  
2  
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR AN  
5 INCREASE IN THE STATE'S CONTRIBUTION TO THE MONTANA GAME  
6 WARDENS' RETIREMENT SYSTEM; TO REVISE THE PROCEDURE FOR  
7 PAYING THE EXPENSES OF ADMINISTERING SUCH SYSTEM; AND TO  
8 INCREASE THE DURATION OF BENEFITS PAID TO A BENEFICIARY  
9 FOLLOWING A MEMBER'S EMPLOYMENT-RELATED DEATH; AMENDING  
10 SECTIONS 68-1410 AND 68-1417, R.C.M. 1947."

11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12 Section 1. Section 68-1410, R.C.M. 1947, is amended to  
13 read as follows:

14 "68-1410. Contributions ~~by the state of Montana~~  
15 ~~State's contribution.~~ ~~to~~ ~~be~~ ~~paid~~ ~~each~~ ~~month~~  
16 ~~the state treasurer shall pay to the account,~~ out of the  
17 ~~Montana department of fish and game moneys in the earmarked~~  
18 ~~revenue fund, monthly by the state treasury,~~ a sum equal  
19 ~~to seven per cent (7%) of the total amount of each Montana~~  
20 ~~game wardens' retirement system member's salary,~~ the same to  
21 ~~be credited to the retirement account created by this act~~  
22 ~~all members' salaries and, out of the moneys collected as~~  
23 ~~finer and forfeited bonds under the provisions of 26-121,~~ a  
24 ~~sum equal to 4% of the total of all members' salaries.~~  
25

1 ~~(b) The expense of the administration of this act,~~  
2 ~~exclusive of the payment of retirement allowances and other~~  
3 ~~benefits shall be paid by the state of Montana out of the~~  
4 ~~fish and game moneys in the earmarked revenue fund, made on~~  
5 ~~the basis of budgets submitted by the board.~~

6 (2) The board may assess and the department of  
7 administration shall collect a fee from the department of  
8 fish and game for the purpose of defraying the expenses of  
9 administering this act. The fee may not exceed .3% of the  
10 total of all members' salaries."

11 Section 2. Section 68-1417, R.C.M. 1947, is amended to  
12 read as follows:

13 "68-1417. Payments upon employment-related death  
14 attributable to employment. If the board ~~shall find~~ finds  
15 that a contributor died as a direct and proximate result of  
16 injury received in the course of his employment, a  
17 retirement allowance shall be paid to his beneficiary. ~~Such~~  
18 ~~retirement allowance shall consist,~~ consisting of:

19 ~~(a) a member's annuity which shall be~~ is the  
20 actuarial equivalent of the contributor's accumulated  
21 deductions ~~standing to his credit;~~ and

22 ~~(b) the actuarial equivalent of a state annuity~~  
23 ~~which, when added to the member's annuity, will provide a~~  
24 ~~total annuity equal to fifty per cent (50%) of the final~~  
25 ~~salary of the contributor, less the amount which is paid to~~

SECOND READING  
SECOND PRINTING

*SB 354*

1 any--such the beneficiary under the Workmen's Workers'  
2 Compensation Act of the state of Montana during the period  
3 such compensation is paid or payable; ~~provided--that--in--no~~  
4 ~~event--shall--a--beneficiary--be--paid--for--more--than--fifteen--(15)~~  
5 ~~years--or--past--the--age--of--sixty--five--(65)--years,--whichever--is~~  
6 ~~the--greater."~~

-End-

*Senate* BILL NO. *354*  
*Rasmussen* *Drumble*

1  
2 INTRODUCED BY  
3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR AN  
5 INCREASE IN THE STATE'S CONTRIBUTION TO THE MONTANA GAME  
6 WARDENS' RETIREMENT SYSTEM; TO REVISE THE PROCEDURE FOR  
7 PAYING THE EXPENSES OF ADMINISTERING SUCH SYSTEM; AND TO  
8 INCREASE THE DURATION OF BENEFITS PAID TO A BENEFICIARY  
9 FOLLOWING A MEMBER'S EMPLOYMENT-RELATED DEATH; AMENDING  
10 SECTIONS 68-1410 AND 68-1417, R.C.M. 1947."

11  
12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

13 Section 1. Section 68-1410, R.C.M. 1947, is amended to  
14 read as follows:

15 "68-1410. ~~Contributions by the state of Montana~~  
16 ~~State's contribution. (a)(1) There shall be paid Each month~~  
17 ~~the state treasurer shall pay to the account~~ out of the  
18 Montana department of fish and game moneys in the earmarked  
19 revenue fund, ~~monthly by the state treasury~~ a sum equal  
20 to ~~seven-per-cent (7%)~~ of the total amount of each Montana  
21 game wardens' retirement system member's salary, the same to  
22 be credited to the retirement account created by this act  
23 all members' salaries and, out of the moneys collected as  
24 fines and forfeited bonds under the provisions of 26-121, a  
25 sum equal to 4% of the total of all members' salaries.

1 ~~(b) The expense of the administration of this act,~~  
2 ~~exclusive of the payment of retirement allowances and other~~  
3 ~~benefits shall be paid by the state of Montana out of the~~  
4 ~~fish and game moneys in the earmarked revenue fund, made on~~  
5 ~~the basis of budgets submitted by the board.~~

6 (2) The board may assess and the department of  
7 administration shall collect a fee from the department of  
8 fish and game for the purpose of defraying the expenses of  
9 administering this act. The fee may not exceed .3% of the  
10 total of all members' salaries."

11 Section 2. Section 68-1417, R.C.M. 1947, is amended to  
12 read as follows:

13 "68-1417. Payments upon employment-related death  
14 attributable to employment. If the board ~~shall find~~ finds  
15 that a contributor died as a direct and proximate result of  
16 injury received in the course of his employment, a  
17 retirement allowance shall be paid to his beneficiary. ~~Such~~  
18 ~~retirement allowance shall consist,~~ consisting of:

19 ~~(a)(1) a member's annuity which shall be is~~ the  
20 actuarial equivalent of the contributor's accumulated  
21 deductions standing to his credit; and

22 ~~(b)(2) the actuarial equivalent of a state annuity~~  
23 which, when added to the member's annuity, will provide a  
24 total annuity equal to ~~fifty-per-cent (50%)~~ of the final  
25 salary of the contributor, less the amount which is paid to



1 ~~any--such~~ the beneficiary under the Workmen's Workers'  
2 Compensation Act of the state of Montana during the period  
3 such compensation is paid or payable ~~provided that in no~~  
4 ~~event shall a beneficiary be paid for more than fifteen (15)~~  
5 ~~years or past the age of sixty five (65) years, whichever is~~  
6 ~~the greater."~~

-End-

SENATE BILL NO. 354

INTRODUCED BY RASMUSSEN, DUNKLE

A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR AN INCREASE IN THE STATE'S CONTRIBUTION TO THE MONTANA GAME WARDENS' RETIREMENT SYSTEM; TO REVISE THE PROCEDURE FOR PAYING THE EXPENSES OF ADMINISTERING SUCH SYSTEM; AND TO INCREASE THE DURATION OF BENEFITS PAID TO A BENEFICIARY FOLLOWING A MEMBER'S EMPLOYMENT-RELATED DEATH; AMENDING SECTIONS 68-1410 AND 68-1417, R.C.M. 1947."

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

Section 1. Section 68-1410, R.C.M. 1947, is amended to read as follows:

"68-1410. ~~Contributions by the state of Montana State's contribution. (a)(1) There shall be paid Each month the state treasurer shall pay to the account, out of the Montana department of fish and game moneys in the earmarked revenue fund, monthly by the state treasury, a sum equal to seven-per-cent-(7%) of the total amount of each Montana game wardens' retirement system member's salary, the same to be credited to the retirement account created by this act all members' salaries and, out of the moneys collected as fines and forfeited bonds under the provisions of 26-121, a sum equal to 4% of the total of all members' salaries.~~

~~(b) The expense of the administration of this act, exclusive of the payment of retirement allowances and other benefits shall be paid by the state of Montana out of the fish and game moneys in the earmarked revenue fund, made on the basis of budgets submitted by the board.~~

(2) The board may assess and the department of administration shall collect a fee from the department of fish and game for the purpose of defraying the expenses of administering this act. The fee may not exceed .3% of the total of all members' salaries."

Section 2. Section 68-1417, R.C.M. 1947, is amended to read as follows:

"68-1417. Payments upon employment-related death ~~attributable to employment.~~ If the board ~~shall find~~ finds that a contributor died as a direct and proximate result of injury received in the course of his employment, a retirement allowance shall be paid to his beneficiary. ~~Such retirement allowance shall consist, consisting of:~~

~~(a)(1) a member's annuity which shall be is the actuarial equivalent of the contributor's accumulated deductions standing to his credit; and~~

~~(b)(1) the actuarial equivalent of a state annuity which, when added to the member's annuity, will provide a total annuity equal to fifty-per-cent--(50%) of the final salary of the contributor, less the amount which is paid to~~

SB 0354/02

1 ~~any--such~~ the beneficiary under the Workmen's Workers'  
2 Compensation Act of the state of Montana during the period  
3 such compensation is paid or payable ~~provided--that--in--no~~  
4 ~~event--shall--a--beneficiary--be--paid--for--more--than--fifteen--(15)~~  
5 ~~years--or--past--the--age--of--sixty--five--(65)--years--whichever--is~~  
6 ~~the--greater."~~

-End-