

HOUSE BILL NO. 141

INTRODUCED BY HOLLIDAY, GALT, QUILICI, SCHULTZ

IN THE HOUSE

January 10, 1983	Introduced and referred to Committee on State Administration.
January 18, 1983	Committee recommend bill do pass as amended. Report adopted. Bill printed and placed on members' desks.
January 20, 1983	Second reading, do pass. Considered correctly engrossed.
January 22, 1983	Third reading, passed. Transmitted to Senate.

IN THE SENATE

January 24, 1983	Introduced and referred to Committee on State Administration.
March 4, 1983	Committee recommend bill be concurred in. Report adopted.
March 7, 1983	Second reading, concurred in.
March 9, 1983	Third reading, concurred in. Ayes, 41; Noes, 9.

IN THE HOUSE

March 9, 1983	Returned to House.
---------------	--------------------

March 10, 1983

Sent to enrolling.

Reported correctly
enrolled.

1 *House* BILL NO. *141*
2 INTRODUCED BY *Frederick H. Hall*
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING GAME WARDENS
5 TO QUALIFY ACTIVE SERVICE IN THE ARMED FORCES FOR RETIREMENT
6 PURPOSES; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

7
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Election to qualify military service for
10 full credit. (1) (a) A member with 10 years or more of state
11 service qualified under this chapter may, at any time prior
12 to retirement, make a written election with the board to
13 qualify all or any portion of his active service in the
14 armed forces of the United States for the purpose of
15 calculating retirement benefits, up to a maximum of 5 years,
16 if he is not otherwise eligible to receive credit for this
17 service pursuant to 19-8-304.

18 (b) To qualify this service he must contribute to the
19 retirement fund the amount determined by the board to be
20 due, based on his compensation and normal contribution rate
21 as of his 11th year and as many succeeding years as are
22 required to qualify this service, with interest from the
23 date he becomes eligible for this benefit to the date he
24 contributes. He may not qualify more years of military
25 service than he has years of creditable state service in

1 excess of 10 years.

2 (2) If a member has retired from active duty in the
3 armed forces of the United States with a normal service
4 retirement benefit, he may not qualify his military service
5 under subsection (1). However, a member who is serving or
6 has served in the military reserves with the expectation of
7 receiving a military service pension may qualify his active
8 military service under subsection (1) if his active duty in
9 the armed forces of the United States is not more than 25%
10 of the total sum of all years of military service, including
11 reserve and active duty time.

12 Section 2. Codification instruction. Section 1 is
13 intended to be codified as an integral part of Title 19,
14 chapter 8, part 3, and the provisions of Title 19, chapter
15 8, apply to section 1.

16 Section 3. Effective date. This act is effective on
17 passage and approval.

-End-

INTRODUCED BILL

STATE OF MONTANA

REQUEST NO. 080-83

FISCAL NOTE

Form BD-15

In compliance with a written request received January 12, , 19 83 , there is hereby submitted a Fiscal Note for House Bill 141, Amended pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA).

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 141 amended, permits game wardens to qualify up to 5 years of military service after 15 or more years of state service in the Game Wardens' Retirement System.

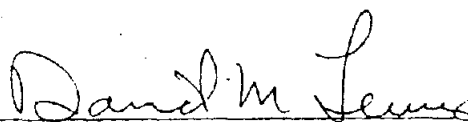
ASSUMPTIONS:

- 1) Employee will be required to pay normal contributions as of his 16th year and succeeding years.
- 2) Without any additional funding over a period of 40 years, the system unfunded liability will increase annually by 1.35% of covered payroll.
- 3) Approximately 35% of game wardens will qualify military service.

FISCAL IMPACT:

	<u>FY 84</u>	<u>FY 85</u>	<u>Total Biennium</u>
Impact on Game Wardens' Funding (\$28,995) (Increase in unfunded liability)		(\$30,590)	(\$59,585)

FISCAL NOTE3:DD/1



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 1-17-83

Approved by Committee
on State Administration

HOUSE BILL NO. 141

INTRODUCED BY HOLLIDAY, GALT, QUILICI, SCHULTZ

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING GAME WARDENS
TO QUALIFY ACTIVE SERVICE IN THE ARMED FORCES FOR RETIREMENT
PURPOSES; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Election to qualify military service for
full credit. (1) ~~to~~ A member with ~~to~~ 15 years or more of
state service qualified under this chapter may, at any time
prior to retirement, make a written election with the board
to qualify all or any portion of his active service in the
armed forces of the United States for the purpose of
calculating retirement benefits, up to a maximum of 5 years,
if he is not otherwise eligible to receive credit for this
service pursuant to 19-8-304.

~~to~~ (2) To qualify this service he must contribute to
the retirement fund the amount ACTUARIAL COST OF GRANTING
THE SERVICE determined by the board ~~to be due~~, based on his
compensation and normal contribution rate as of his ~~11th~~
16th year and as many succeeding years as are required to
qualify this service, with interest from the date he becomes
eligible for this benefit to the date he contributes. He may
not qualify more years of military service than he has years

of creditable state service in excess of ~~to~~ 15 years.

~~{2}--if--a--member--has--retired--from--active--duty--in--the
armed--forces--of--the--United--States--with--a--normal--service
retirement--benefit--he--may--not--qualify--his--military--service
under--subsection--(1)--However--a--member--who--is--serving--or
has--served--in--the--military--reserves--with--the--expectation--of
receiving--a--military--service--pension--may--qualify--his--active
military--service--under--subsection--(1)--if--his--active--duty--in
the--armed--forces--of--the--United--States--is--not--more--than--25%
of--the--total--sum--of--all--years--of--military--service--including
reserve--and--active--duty--time~~

Section 2. Codification instruction. Section 1 is
intended to be codified as an integral part of Title 19,
chapter 8, part 3, and the provisions of Title 19, chapter
8, apply to section 1.

Section 3. Effective date. This act is effective on
passage and approval.

-End-

HOUSE BILL NO. 141

INTRODUCED BY HOLLIDAY, GALT, QUILICI, SCHULTZ

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING GAME WARDENS TO QUALIFY ACTIVE SERVICE IN THE ARMED FORCES FOR RETIREMENT PURPOSES; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Election to qualify military service for full credit. (1) ~~{a}~~ A member with ~~10~~ 15 years or more of state service qualified under this chapter may, at any time prior to retirement, make a written election with the board to qualify all or any portion of his active service in the armed forces of the United States for the purpose of calculating retirement benefits, up to a maximum of 5 years, if he is not otherwise eligible to receive credit for this service pursuant to 19-8-304.

~~{b}~~ (2) To qualify this service he must contribute to the retirement fund the amount ACTUARIAL COST OF GRANTING THE SERVICE determined by the board ~~to be due~~, based on his compensation and normal contribution rate as of his ~~11th~~ 16th year and as many succeeding years as are required to qualify this service, with interest from the date he becomes eligible for this benefit to the date he contributes. He may not qualify more years of military service than he has years

of creditable state service in excess of ~~10~~ 15 years.

~~{2}--if--a--member--has--retired--from--active--duty--in--the--armed--forces--of--the--United--States--with--a--normal--service--retirement--benefit,--he--may--not--qualify--his--military--service--under--subsection--(1).--However,--a--member--who--is--serving--or--has--served--in--the--military--reserves--with--the--expectation--of--receiving--a--military--service--pension--may--qualify--his--active--military--service--under--subsection--(1)--if--his--active--duty--in--the--armed--forces--of--the--United--States--is--not--more--than--25%--of--the--total--sum--of--all--years--of--military--service--including--reserve--and--active--duty--time.~~

Section 2. Codification instruction. Section 1 is intended to be codified as an integral part of Title 19, chapter 8, part 3, and the provisions of Title 19, chapter 8, apply to section 1.

Section 3. Effective date. This act is effective on passage and approval.

-End-

HOUSE BILL NO. 141

INTRODUCED BY HOLLIDAY, GALT, QUILICI, SCHULTZ

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING GAME WARDENS TO QUALIFY ACTIVE SERVICE IN THE ARMED FORCES FOR RETIREMENT PURPOSES; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Election to qualify military service for full credit. (1) ~~(a)~~ A member with ~~10~~ 15 years or more of state service qualified under this chapter may, at any time prior to retirement, make a written election with the board to qualify all or any portion of his active service in the armed forces of the United States for the purpose of calculating retirement benefits, up to a maximum of 5 years, if he is not otherwise eligible to receive credit for this service pursuant to 19-8-304.

~~(b)~~ (2) To qualify this service he must contribute to the retirement fund the amount ACTUARIAL COST OF GRANTING THE SERVICE determined by the board ~~to be due~~, based on his compensation and normal contribution rate as of his ~~11th~~ 16th year and as many succeeding years as are required to qualify this service, with interest from the date he becomes eligible for this benefit to the date he contributes. He may not qualify more years of military service than he has years

of creditable state service in excess of ~~10~~ 15 years.

~~(2) If a member has retired from active duty in the armed forces of the United States with a normal service retirement benefit he may not qualify his military service under subsection (1). However, a member who is serving or has served in the military reserves with the expectation of receiving a military service pension may qualify his active military service under subsection (1) if his active duty in the armed forces of the United States is not more than 25% of the total sum of all years of military service including reserve and active duty times.~~

Section 2. Codification instruction. Section 1 is intended to be codified as an integral part of Title 19, chapter 8, part 3, and the provisions of Title 19, chapter 8, apply to section 1.

Section 3. Effective date. This act is effective on passage and approval.

-End-