

SENATE BILL NO. 301

INTRODUCED BY H. HAMMOND

BY REQUEST OF THE TEACHERS' RETIREMENT BOARD

IN THE SENATE

January 27, 1983	Introduced and referred to Committee on State Administration.
February 15, 1983	Committee recommend bill do pass. Report adopted.
February 16, 1983	Bill printed and placed on members' desks.
February 17, 1983	Second reading, do pass.
February 19, 1983	Correctly engrossed.
February 21, 1983	Third reading, passed. Ayes, 50; Noes, 0. Transmitted to House.

IN THE HOUSE

March 1, 1983	Introduced and referred to Committee on State Administration.
March 11, 1983	Committee recommend bill be concurred in. Report adopted.
March 14, 1983	Second reading, concurred in.
March 15, 1983	Third reading, concurred in.

IN THE SENATE

March 16, 1983	Returned to Senate. Sent to enrolling. Reported correctly enrolled.
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1 *Senate* BILL NO. 301
2 INTRODUCED BY *Mr. Hammond*

3 BY REQUEST OF THE TEACHERS' RETIREMENT BOARD

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING THE AMOUNT
6 OF MONEY A DISABLED TEACHER MAY EARN WITHOUT RECEIVING A
7 REDUCTION IN HIS PENSION UNDER THE TEACHERS' RETIREMENT
8 SYSTEM; AMENDING SECTION 19-4-904, MCA; AND PROVIDING AN
9 EFFECTIVE DATE."

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

12 Section 1. Section 19-4-904, MCA, is amended to read:

13 "19-4-904. Adjustment of allowance. (1) If the medical
14 board reports and certifies to the retirement board that any
15 disability beneficiary is engaged in or is able to engage in
16 a gainful occupation paying more than the difference between
17 his retirement allowance and his average final compensation
18 or the difference between the median salary of those members
19 retired during the preceding fiscal year and his retirement
20 allowance, whichever is greater, and if the retirement board
21 concurs in such report, his pension shall be reduced to an
22 amount which, together with his annuity and the amount
23 earnable by him, is equal to his average final compensation
24 or the median salary of those members retired during the
25 preceding fiscal year, whichever is greater.

1 (2) If his earning capacity is changed later, his
2 pension may be further modified, but the new pension may not
3 exceed the pension originally granted or an amount which,
4 when added to the amount earnable by the beneficiary,
5 together with his annuity equals his average final
6 compensation.

7 (3) A beneficiary restored to active service at a
8 salary less than the average final compensation upon the
9 basis of which he was retired may not become a member of the
10 retirement system while receiving a reduced benefit."

11 NEW SECTION. Section 2. Effective date. This act is
12 effective July 1, 1983.

-End-

INTRODUCED BILL

-2-

SB 301

Approved by Committee
on State Administration

Senate BILL NO. *301*

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(2) If his earning capacity is changed later, his pension may be further modified, but the new pension may not exceed the pension originally granted or an amount which, when added to the amount earnable by the beneficiary, together with his annuity equals his average final compensation.

(3) A beneficiary restored to active service at a salary less than the average final compensation upon the basis of which he was retired may not become a member of the retirement system while receiving a reduced benefit."

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-End-

SECOND READING

1 *Spence* BILL NO. 301
2 INTRODUCED BY *Spence*
3 BY REQUEST OF THE TEACHERS' RETIREMENT BOARD
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