

SENATE BILL NO. 23

1/07 Introduced
1/07 Referred to State Administration
1/09 Hearing
1/10 Fiscal Note Requested
1/11 Request for Fiscal Note Withdrawn
1/10 Adverse Committee Report
1/10 Bill Killed

1 SENATE BILL NO. 23

2 INTRODUCED BY NEUMAN

3 BY REQUEST OF JOINT INTERIM SUBCOMMITTEE NO. 3

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A PENSION
6 POLICY COMMISSION; DEFINING THE POWERS AND DUTIES OF THE
7 COMMISSION; PROVIDING FOR THE COMMISSION'S TERMINATION IN
8 1989; AND PROVIDING EFFECTIVE DATES."

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

11 Section 1. Pension policy commission -- composition --
12 appointment. (1) There is a pension policy commission.

13 (2) The commission consists of:

14 (a) one senator appointed by the president of the
15 senate;

16 (b) one senator appointed by the senate minority
17 leader, or if there is no minority leader, by the senate
18 leader of the opposing party which controls the same number
19 of seats as the party of the president of the senate;

20 (c) one representative appointed by the speaker of the
21 house;

22 (d) one representative appointed by the house minority
23 leader, or if there is no minority leader, by the house
24 leader of the opposing party which controls the same number
25 of seats as the party of the speaker of the house; and

1 (e) two nonlegislative members appointed by the
2 governor.

3 (3) No more than two legislative members may be of the
4 same political party.

5 (4) Members must be appointed by the 90th legislative
6 day of the 49th legislative session.

7 Section 2. Term of office -- vacancies. (1) A member
8 of the pension policy commission shall serve until the
9 commission terminates as provided in [section 9].

10 (2) A vacancy on the commission must be filled in the
11 same manner as the original appointment.

12 Section 3. Officers. The pension policy commission
13 shall choose from its membership a chairman and other
14 necessary officers.

15 Section 4. Meetings -- quorum -- compensation. (1) The
16 pension policy commission shall meet upon the call of the
17 chairman or at the request of any three members.

18 (2) Four members constitute a quorum for the
19 transaction of business.

20 (3) (a) A legislative member is entitled to
21 compensation and expenses as provided in 5-2-302.

22 (b) A nonlegislative member who is not a state
23 employee or an employee of a political subdivision of the
24 state is entitled to receive \$50 for each day in which he is
25 performing commission-related duties plus reimbursement for



1 travel expenses as provided in 2-18-501 through 2-18-503. A
 2 nonlegislative member who is a state employee or an employee
 3 of a political subdivision of the state is not entitled to
 4 receive compensation for his service as a commission member,
 5 but is entitled to be reimbursed for travel expenses as
 6 provided in 2-18-501 through 2-18-503.

7 Section 5. Duties of commission. The duties of the
 8 pension policy commission include but are not limited to:

9 (1) conducting a continuing review of state and local
 10 public retirement systems, compiling and comparing
 11 information about benefits, creditable service, financing,
 12 and administration of systems;

13 (2) studying the effects of inflation on the
 14 purchasing power of public retirement benefits;

15 (3) reporting to the 50th and 51st legislatures on its
 16 activities;

17 (4) during the interim between legislative sessions,
 18 reviewing at the request of a public retirement system or at
 19 its own initiation any proposed legislation concerning state
 20 or local retirement systems; and

21 (5) during each legislative session, reviewing and
 22 preparing reports on introduced bills as provided in
 23 [section 8].

24 Section 6. Powers of commission. In performing the
 25 duties provided for in [section 5], the pension policy

1 commission may:

2 (1) contract for services;

3 (2) request assistance or data from any state or local
 4 government agency;

5 (3) subpoena witnesses, books, records, and other
 6 documents; and

7 (4) hold public hearings.

8 Section 7. Staff assistance. The legislative council
 9 shall provide staff assistance to the pension policy
 10 commission.

11 Section 8. Review of bills during session. (1) During
 12 a legislative session, the pension policy commission shall
 13 meet to review bills concerning state and local retirement
 14 systems introduced on or before the fifth legislative day.
 15 The commission may prepare a report as provided in
 16 subsection (2) on any such bill under review; however, the
 17 commission shall prepare a report on such a bill upon
 18 request of the chairman of a committee considering the bill.

19 (2) A report prepared by the commission must state
 20 whether the commission supports, opposes, or takes no
 21 position on a bill, list the reasons why the commission took
 22 such position, and include any other information that the
 23 commission finds relevant. The commission shall submit the
 24 report to the chairman of the committee considering the
 25 bill.

1 (3) Nothing in subsection (2) requires the commission
2 to conduct an actuarial analysis on the effects of a bill.

3 (4) The commission may, in its discretion, meet to
4 review and prepare reports on any bills concerning state and
5 local retirement systems introduced after the fifth
6 legislative day.

7 Section 9. Termination date. The pension policy
8 commission shall terminate June 30, 1989.

9 Section 10. Effective dates. (1) Section 1 and this
10 section are effective on passage and approval.

11 (2) Sections 2 through 9 are effective July 1, 1985.

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