

SENATE BILL NO. 88
INTRODUCED BY AKLESTAD

IN THE SENATE

January 10, 1985	Introduced and referred to Committee on Local Government.
February 8, 1985	Committee recommend bill do pass as amended. Report adopted.
February 9, 1985	Bill printed and placed on members' desks.
February 11, 1985	Second reading, do pass.
February 12, 1985	Considered correctly engrossed.
February 13, 1985	Third reading, passed. Ayes, 49; Noes, 0.
	Transmitted to House.

IN THE HOUSE

February 27, 1985	Introduced and referred to Committee on Local Government.
March 25, 1985	Committee recommend bill be concurrred in. Report adopted.
March 30, 1985	Second reading, concurrred in.
April 1, 1985	Third reading, concurrred in. Returned to Senate.

IN THE SENATE

April 1, 1985

Received from House.

Sent to enrolling.

Reported correctly enrolled.

1 Senate BILL NO. 88
2 INTRODUCED BY 4/11/10

1 effective on passage and approval.

-End-

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT PERMITTING A CITY UNDER
5 CERTAIN CIRCUMSTANCES TO DISSOLVE ITS POLICE RETIREMENT FUND
6 AND TO TRANSFER MONEY CONTAINED IN THE FUND TO THE CITY
7 GENERAL FUND; AMENDING SECTION 19-10-202, MCA; AND PROVIDING
8 AN IMMEDIATE EFFECTIVE DATE."

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

11 Section 1. Section 19-10-202, MCA, is amended to read:

12 "19-10-202. Limit on use of fund. (1) A Except as
13 provided in subsection (2), a police retirement fund may not
14 be used for any purpose other than to make payments
15 authorized by this chapter to members of the police
16 department on the retired list and to make authorized
17 investments.

18 (2) If a city no longer employs a police officer
19 eligible to receive benefits paid from the city's police
20 retirement fund and if there are no retired police officers
21 or beneficiaries eligible to receive benefits from the fund,
22 the city may dissolve the fund and transfer any money
23 contained in it to the city general fund to be used by the
24 city for any authorized city purpose."

25 NEW SECTION. Section 2. Effective date. This act is



-2- INTRODUCED BILL
SB 88

APPROVED BY COMM.
ON LOCAL GOVERNMENT

1 SENATE BILL NO. 88
 2 INTRODUCED BY AKLESTAD
 3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT PERMITTING REQUIRING A
 5 CITY UNDER CERTAIN CIRCUMSTANCES TO DISSOLVE ITS POLICE
 6 RETIREMENT FUND, TO PAY THE STATE'S PRIOR CONTRIBUTIONS TO
 7 THE GENERAL FUND, AND TO TRANSFER ANY MONEY CONTAINED
 8 REMAINING IN THE FUND TO THE CITY GENERAL FUND; AMENDING
 9 SECTION 19-10-202, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE
 10 DATE."

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 15 provided in subsection (2), a police retirement fund may not
 16 be used for any purpose other than to make payments
 17 authorized by this chapter to members of the police
 18 department on the retired list and to make authorized
 19 investments.
 20 (2) ~~if~~ WHEN a city OR TOWN no longer employs a police
 21 officer eligible to receive benefits paid from the city's
 22 police retirement fund and ~~if~~ WHEN there are no retired
 23 police officers or beneficiaries eligible to receive
 24 benefits from the fund, the city may OR TOWN SHALL dissolve
 25 the fund and ~~transfer any money contained in it~~ PAY TO THE

1 STATE AUDITOR, FOR DEPOSIT IN THE GENERAL FUND, AN AMOUNT
 2 PROPORTIONAL TO THE PRIOR CONTRIBUTIONS MADE BY THE STATE
 3 UNDER 19-10-305, AS DETERMINED BY THE STATE AUDITOR. ANY
 4 REMAINING MONEY IN THE FUND MUST BE TRANSFERRED to the city
 5 general fund to be used by the city for any authorized city
 6 purpose."
 7 NEW SECTION. Section 2. Effective date. This act is
 8 effective on passage and approval.

-End-



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5 CITY UNDER CERTAIN CIRCUMSTANCES TO DISSOLVE ITS POLICE
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9 SECTION 19-10-202, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE
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A BILL FOR AN ACT ENTITLED: "AN ACT PERMITTING REQUIRING A CITY UNDER CERTAIN CIRCUMSTANCES TO DISSOLVE ITS POLICE RETIREMENT FUND, TO PAY THE STATE'S PRIOR CONTRIBUTIONS TO THE GENERAL FUND, AND TO TRANSFER ANY MONEY CONTAINED REMAINING IN THE FUND TO THE CITY GENERAL FUND; AMENDING SECTION 19-10-202, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

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(2) If WHEN a city OR TOWN no longer employs a police officer eligible to receive benefits paid from the city's police retirement fund and if WHEN there are no retired police officers or beneficiaries eligible to receive benefits from the fund, the city may OR TOWN SHALL dissolve the fund and transfer-any-money-contained-in-it PAY TO THE

STATE AUDITOR, FOR DEPOSIT IN THE GENERAL FUND, AN AMOUNT PROPORTIONAL TO THE PRIOR CONTRIBUTIONS MADE BY THE STATE UNDER 19-10-305, AS DETERMINED BY THE STATE AUDITOR. ANY REMAINING MONEY IN THE FUND MUST BE TRANSFERRED to the city general fund to be used by the city for any authorized city purpose."

NEW SECTION. Section 2. Effective date. This act is effective on passage and approval.

-End-