# HOUSE BILL NO. 65

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# INTRODUCED BY COCCHIARELLA, BIANCHI BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON PUBLIC EMPLOYEE RETIREMENT SYSTEMS

IN THE HOUSE

DECEMBER 23, 1992	INTRODUCED AND REFERRED TO COMMITTEE ON STATE ADMINISTRATION.		
JANUARY 4, 1993	FIRST READING.		
JANUARY 8, 1993	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.		
JANUARY 11, 1993	PRINTING REPORT.		
JANUARY 12, 1993	SECOND READING, DO PASS.		
	ON MOTION, REREFERRED TO COMMITTEE ON APPROPRIATIONS.		
JANUARY 13, 1993	ENGROSSING REPORT.		
MARCH 16, 1993	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.		
MARCH 17, 1993	PRINTING REPORT.		
MARCH 25, 1993	SECOND READING, DO PASS AS AMENDED.		
	ON MOTION, RULES SUSPENDED TO PLACE ON THIRD READING THIS DAY.		
	THIRD READING, PASSED. AYES, 85; NOES, 12.		
	TRANSMITTED TO SENATE.		
MARCH 26, 1993	ENGROSSING REPORT.		
	IN THE SENATE		
MARCH 26, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON STATE ADMINISTRATION.		
	FIRST READING.		
APRIL 8, 1993	COMMITTEE RECOMMEND BILL BE		

CONCURRED IN. REPORT ADOPTED.

APRIL 12, 1993	SECOND READING, NOT CONCURRED IN.		
	SECOND READING, INDEFINITELY POSTPONED.		
APRIL 13, 1993	ON MOTION, PREVIOUS ACTION RECONSIDERED.		
	IN THE HOUSE		
APRIL 14, 1993	RETURNED TO SENATE AT SENATE'S REQUEST FOR FURTHER CONSIDERATION.		
	IN THE SENATE		
APRIL 15, 1993	ON MOTION, BILL PRINTED AND PLACED ON SECOND READING.		
	SECOND READING, CONCURRED IN AS AMENDED.		
	THIRD READING, CONCURRED IN. AYES, 38; NOES, 11.		
	RETURNED TO HOUSE WITH AMENDMENTS.		
	IN THE HOUSE		
APRIL 16, 1993	SECOND READING, AMENDMENTS CONCURRED IN.		
APRIL 19, 1993	THIRD READING, AMENDMENTS CONCURRED IN.		
	SENT TO ENROLLING.		
	REPORTED CORRECTLY ENROLLED.		

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HB 0065/01

HOUSE BILL NO. 65 1 INTRODUCED BY COCCHIARELLA, BIANCHI 2 BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON 3 PUBLIC EMPLOYEE RETIREMENT SYSTEMS 4 5 A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A STATUTORY 6 LEGISLATIVE COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT SYSTEMS; 7 APPROPRIATING FUNDS FOR THE COMMITTEE; AND PROVIDING AN 8 IMMEDIATE EFFECTIVE DATE." 9 10 WHEREAS, it is necessary to establish consistency in the 11 review of retirement legislation requests in order to better 12 understand and control the costs of such legislation; and 13 WHEREAS, it is necessary to establish uniform policies 14 approving changes of benefits, postretirement for 15 adjustments, and funding; and 16 WHEREAS, the establishment of a statutory legislative 17 committee to analyze the state's public employee retirement 18 systems on an ongoing basis and to make recommendations for 19 legislative action would enhance the uniformity and 20 consistency of public employee retirement legislation. 21 22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 23 NEW SECTION. Section 1. Committee on public employee 24

retirement systems -- appointment. (1) There is a committee

1 on public employee retirement systems.

2 (2) The committee consists of four members of the
3 senate appointed by the committee on committees and four
4 members of the house of representatives appointed by the
5 speaker of the house.

6 (a) No more than two of the committee members from each7 house may be members of the same political party.

8 (b) At least two committee members from each house 9 shall serve on the standing committee to which retirement 10 bills are regularly assigned during a regular session. One 11 senate member shall serve on the senate finance and claims 12 committee. One house member shall serve on the house 13 appropriations committee.

NEW SECTION. Section 2. Terms of members -- officers -- vacancies. (1) Appointments to the committee on public employee retirement systems are for 2 years and must be made before the final adjournment of a regular legislative session. Each member of the committee shall serve until the member's term of office as a legislator ends or until the member's successor is appointed, whichever occurs first.

(2) The committee shall elect one of its members as
presiding officer and another, who must be from the opposite
political party, as vice presiding officer. The committee
shall elect other officers it considers necessary.

25 (3) A vacancy that occurs when the legislature is not

HB65 INTRODUCED BILL -2-



in session must be filled by the selection of a member from
 the same house and political party by the remaining members
 of the committee. An appointment to the committee under this
 subsection is for the unexpired term of the original member.
 NEW SECTION. Section 3. Meetings -- compensation. (1)

6 The committee on public employee retirement systems shall
7 meet as often as the presiding officer considers necessary
8 during and between legislative sessions.

9 (2) Committee members are entitled to receive
10 compensation and expenses as provided in 5-2-302.

11 <u>NEW SECTION.</u> Section 4. Staff assistance. (1) The 12 legislative council shall provide staff assistance to the 13 committee on public employee retirement systems. On behalf 14 of the committee, the legislative council has the same 15 authority of investigation and examination under 5-11-106 16 and the same authority to hold hearings under 5-11-107 as it 17 has for other committees.

18 (2) The committee may request personnel from state
19 agencies, political subdivisions, or the state public
20 employee retirement systems to furnish any information and
21 render any assistance that the committee may request.

22 <u>NEW SECTION.</u> Section 5. Duties of committee ---23 committee review and report. (1) The committee on public 24 employee retirement systems shall:

25 (a) consider the fiscal soundness of the state's public

employee retirement systems, based on reports from the teachers' retirement board and the public employees' retirement board, and study and evaluate the equity and benefit structure of the state's public employee retirement systems;

6 (b) establish principles of sound fiscal and public
7 policy as guidelines;

8 (c) as necessary, develop legislation to keep the
9 retirement systems consistent with sound policy principles;
10 (d) solicit and review proposed statutory changes to

11 any of the state's public employee retirement systems;

(e) report to the legislature on each legislative
proposal reviewed by the committee. The report must include
but is not limited to:

15 (i) a summary of the fiscal implications of the 16 proposal;

17 (ii) an analysis of the effect that the proposal may
18 have on other public employee retirement systems;

19 (iii) an analysis of the soundness of the proposal as a 20 matter of public policy;

21 (iv) any amendments proposed by the committee; and

(v) the committee's recommendation on whether the
proposal should be enacted by the legislature.

24 (f) attach the committee's report to any proposal that25 the committee considered and that is or has been introduced

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1 as a bill during a legislative session; and

2 (g) publish, for legislators' use, an information book
3 on the state's public employee retirement systems.

4 (2) A proposal subject to review under subsection 5 (1)(d) must be submitted to the committee at least 45 days 6 before the first day of the next regular legislative session 7 unless this time limitation is waived by a majority vote of 8 the committee.

9 <u>NEW SECTION.</u> Section 6. Appropriation. There is 10 appropriated for the biennium ending June 30, 1995, \$7,200 11 from the general fund to the legislative council for use by 12 the committee on public employee retirement systems 13 established in [section 1].

<u>NEW SECTION.</u> Section 7. Codification instruction.
[Sections 1 through 5] are intended to be codified as an
integral part of Title 5, and the provisions of Title 5
apply to {sections 1 through 5}.

18 <u>NEW SECTION.</u> Section 8. Effective date. [This act] is
19 effective on passage and approval.

-End-

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#### 53rd Legislature

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HB 0065/02

#### APPROVED BY COMMITTEE ON STATE ADMINISTRATION

1	HOUSE BILL NO. 65
2	INTRODUCED BY COCCHIARELLA, BIANCHI
3	BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON
4	PUBLIC EMPLOYEE RETIREMENT SYSTEMS
5	
6	A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A STATUTORY
7	LEGISLATIVE COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT SYSTEMS;
8	APPROPRIATING FUNDS FOR THE COMMITTEE; AND PROVIDING AN
9	IMMEDIATE EFFECTIVE DATE."
10	
11	WHEREAS, it is necessary to establish consistency in the
12	review of retirement legislation requests in order to better
13	understand and control the costs of such legislation; and
14	WHEREAS, it is necessary to establish uniform policies
15	for approving changes of benefits, postretirement
16	adjustments, and funding; and
17	WHEREAS, the establishment of a statutory legislative
18	committee to analyze the state's public employee retirement
19	systems on an ongoing basis and to make recommendations for
20	legislative action would enhance the uniformity and
21	consistency of public employee retirement legislation.
22	
23	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
24	NEW SECTION. Section 1. Committee on public employee

retirement systems -- appointment. (1) There is a committee

1 on public employee retirement systems.

2 (2) The committee consists of four members of the 3 senate appointed by the committee on committees and four members of the house of representatives appointed by the 4 5 speaker of the house.

(a) No more than two of the committee members from each 6 7 house may be members of the same political party.

8 (b) At least two committee members from each house 9 shall serve on the standing committee to which retirement 10 bills are regularly assigned during a regular session. One 11 senate member shall serve on the senate finance and claims committee. One house member shall serve on the house 12 13 appropriations committee.

14 (C) NO MORE THAN TWO MEMBERS APPOINTED FROM EACH HOUSE 15 MAY BE PUBLIC EMPLOYEES ASIDE FROM THEIR LEGISLATIVE SERVICE. 16

17 NEW SECTION. Section 2. Terms of members -- officers 18 -- vacancies. (1) Appointments to the committee on public 19 employee retirement systems are for 2 years and must be made 20 before the final adjournment of a regular legislative session. Each member of the committee shall serve until the 21 22 member's term of office as a legislator ends or until the 23 member's successor is appointed, whichever occurs first.

24 (2) The committee shall elect one of its members as 25 presiding officer and another, who must be from the opposite

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political party, as vice presiding officer. The committee
 shall elect other officers it considers necessary.

3 (3) A vacancy that occurs when the legislature is not 4 in session must be filled by the selection of a member from 5 the same house and political party by the remaining members 6 of the committee. An appointment to the committee under this 7 subsection is for the unexpired term of the original member.

8 <u>NEW SECTION.</u> Section 3. Meetings -- compensation. (1) 9 The committee on public employee retirement systems shall 10 meet as often as the presiding officer considers necessary 11 during and between legislative sessions.

12 (2) Committee members are entitled to receive13 compensation and expenses as provided in 5-2-302.

14 <u>NEW SECTION.</u> Section 4. Staff assistance. (1) The 15 legislative council shall provide staff assistance to the 16 committee on public employee retirement systems. On behalf 17 of the committee, the legislative council has the same 18 authority of investigation and examination under 5-11-106 19 and the same authority to hold hearings under 5-11-107 as it 20 has for other committees.

(2) The committee may request personnel from state
agencies, political subdivisions, or the state public
employee retirement systems to furnish any information and
render any assistance that the committee may request.

25 NEW SECTION. Section 5. Duties of committee --

committee review and report. (1) The committee on public
 employee retirement systems shall:

3 (a) consider the fiscal soundness of the state's public 4 employee retirement systems, based on reports from the 5 teachers' retirement board and the public employees' 6 retirement board, and study and evaluate the equity and 7 benefit structure of the state's public employee retirement 8 systems;

9 (b) establish principles of sound fiscal and public
10 policy as guidelines;

(c) as necessary, develop legislation to keep the
 retirement systems consistent with sound policy principles;

13 (d) solicit and review proposed statutory changes to
14 any of the state's public employee retirement systems;

15 (e) report to the legislature on each legislative
16 proposal reviewed by the committee. The report must include
17 but is not limited to:

18 (i) a summary of the fiscal implications of the 19 proposal;

20 (ii) an analysis of the effect that the proposal may
21 have on other public employee retirement systems;

(iii) an analysis of the soundness of the proposal as a
matter of public policy;

24 (iv) any amendments proposed by the committee; and

(v) the committee's recommendation on whether the

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proposal should be enacted by the legislature.
 (f) attach the committee's report to any proposal that

3 the committee considered and that is or has been introduced

4 as a bill during a legislative session; and

5 (g) publish, for legislators' use, an information book
6 on the state's public employee retirement systems.

7 (2) A proposal subject to review under subsection 8 (1)(d) must be submitted to the committee at least 45 days 9 before the first day of the next regular legislative session 10 unless this time limitation is waived by a majority vote of 11 the committee.

12 <u>NEW SECTION.</u> Section 6. Appropriation. There is 13 appropriated for the biennium ending June 30, 1995, \$7,200 14 from the general fund to the legislative council for use by 15 the committee on public employee retirement systems 16 established in [section 1].

17 <u>NEW SECTION.</u> Section 7. Codification instruction.
18 [Sections 1 through 5] are intended to be codified as an
19 integral part of Title 5, and the provisions of Title 5
20 apply to [sections 1 through 5].

21 <u>NEW SECTION.</u> Section 8. Effective date. [This act] is
22 effective on passage and approval.

-End-

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1 1 HOUSE BILL NO. 65 2 INTRODUCED BY COCCHIARELLA, BIANCHI 2 3 BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON 3 4 PUBLIC EMPLOYEE RETIREMENT SYSTEMS 5 5 6 A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A STATUTORY 6 7 LEGISLATIVE COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT SYSTEMS; 7 8 APPROPRIATING FUNDS FOR THE COMMITTEE; AND PROVIDING AN 8 9 9 IMMEDIATE EFFECTIVE DATE." 10 10 11 WHEREAS, it is necessary to establish consistency in the 11 12 review of retirement legislation requests in order to better 12 13 understand and control the costs of such legislation; and 13 14 14 WHEREAS, it is necessary to establish uniform policies 15 approving changes of benefits, postretirement 15 for SERVICE. 16 adjustments, and funding; and 16 WHEREAS, the establishment of a statutory legislative 17 17 committee to analyze the state's public employee retirement 18 18 systems on an ongoing basis and to make recommendations for 19 19 legislative action would enhance the uniformity and 20 20 21 consistency of public employee retirement legislation. 21 22 22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 23 23 24 24 NEW SECTION. Section 1. Committee on public employee 25 retirement systems -- appointment. (1) There is a committee 25

(2) The committee shall elect one of its members as
presiding officer and another, who must be from the opposite

-2-

HB 65 THIRD READING

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(2) The committee consists of four members of the
senate appointed by the committee on committees and four
members of the house of representatives appointed by the
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6 (a) No more than two of the committee members from each
7 house may be members of the same political party.

8 (b) At least two committee members from each house 9 shall serve on the standing committee to which retirement 10 bills are regularly assigned during a regular session. One 11 senate member shall serve on the senate finance and claims 12 committee. One house member shall serve on the house 13 appropriations committee.

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4 in session must be filled by the selection of a member from
5 the same house and political party by the remaining members
6 of the committee. An appointment to the committee under this
7 subsection is for the unexpired term of the original member.

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during and between legislative sessions.

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9 (b) establish principles of sound fiscal and public
10 policy as guidelines;

(c) as necessary, develop legislation to keep the
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13 (d) solicit and review proposed statutory changes to14 any of the state's public employee retirement systems;

15 (e) report to the legislature on each legislative
16 proposal reviewed by the committee. The report must include
17 but is not limited to:

18 (i) a summary of the fiscal implications of the 19 proposal;

20 (ii) an analysis of the effect that the proposal may
21 have on other public employee retirement systems;

(iii) an analysis of the soundness of the proposal as a
 matter of public policy;

24 (iv) any amendments proposed by the committee; and

(v) the committee's recommendation on whether the

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1 proposal should be enacted by the legislature.

2 (f) attach the committee's report to any proposal that
3 the committee considered and that is or has been introduced
4 as a bill during a legislative session; and

5 (g) publish, for legislators' use, an information book6 on the state's public employee retirement systems.

7 (2) A proposal subject to review under subsection 8 (1)(d) must be submitted to the committee at least 45 days 9 before the first day of the next regular legislative session 10 unless this time limitation is waived by a majority vote of 11 the committee.

NEW SECTION. Section 6. Appropriation. There is
appropriated for the biennium ending June 30, 1995, \$7,200
from the general fund to the legislative council for use by
the committee on public employee retirement systems
established in {section 1}.

17 <u>NEW SECTION.</u> Section 7. Codification instruction.
18 [Sections 1 through 5] are intended to be codified as an
19 integral part of Title 5, and the provisions of Title 5
20 apply to [sections 1 through 5].

21 <u>NEW SECTION.</u> Section 8. Effective date. [This act] is
22 effective on passage and approval.

-End-

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HB 0065/03

1	HOUSE BILL NO. 65	1	on public employee retires
2	INTRODUCED BY COCCHIARELLA, BIANCHI	2	(2) The committee co
3	BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON	3	senate appointed by the
4	PUBLIC EMPLOYEE RETIREMENT SYSTEMS	4	members of the house of
5		5	speaker of the house.
6	A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A STATUTORY	6	(a) No more than two
7	LEGISLATIVE COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT SYSTEMS;	7	house may be members of the
8	APPROPRIATING FUNDS FOR THE COMMITTEE; AND PROVIDING AN	8	(b) At least two o
9	IMMEDIATE EFFECTIVE DATE."	9	shall serve on the standing
10		10	bills are regularly ass
11	WHEREAS, it is necessary to establish consistency in the	11	senate member shall serve
12	review of retirement legislation requests in order to better	12	committee. One house me
13	understand and control the costs of such legislation; and	13	appropriations committee.
14	WHEREAS, it is necessary to establish uniform policies	14	(C) NO MORE THAN TWO
15	for approving changes of benefits, postretirement	15	MAY BE PUBLIC EMPLOYEE:
16	adjustments, and funding; and	16	SERVICE.
17	WHEREAS, the establishment of a statutory legislative	17	NEW SECTION. Section
18	committee to analyze the state's public employee retirement	18	vacancies. (1) Appoints
19	systems on an ongoing basis and to make recommendations for	19	employee retirement system
20	legislative action would enhance the uniformity and	20	before the final adjou
21	consistency of public employee retirement legislation.	21	session. Each member of
22		22	member's term of office a
23	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	23	member's successor is app
24	NEW SECTION. Section 1. Committee on public employee	24	(2) The committee
25	retirement systems appointment. (1) There is a committee	25	presiding officer and ano
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ment systems.

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committee members from each house ng committee to which retirement igned during a regular session. One on the senate finance and claims member shall serve on the house

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-2-SECOND PRINTING HB 65 THIRD READING AS AMENDED

2 shall elect other officers it considers necessary. 3 (3) A vacancy that occurs when the legislature is not in session must be filled by the selection of a member from the same house and political party by the remaining members 5 6 of the committee. An appointment to the committee under this 7 subsection is for the unexpired term of the original member. 8 NEW SECTION. Section 3. Meetings -- compensation. (1) 9 The committee on public employee retirement systems shall meet as often as the presiding officer considers necessary 10 11 during and between legislative sessions.

political party, as vice presiding officer. The committee

1

8

(2) Committee members are entitled to receive
 compensation and expenses as provided in 5-2-302.

NEW SECTION. Section 4. Staff 14 assistance 15 CONTRIBUTIONS. (1) The legislative council shall provide 16 staff assistance to the committee on public employee 17 retirement systems. On behalf of the committee, the 18 legislative council has the same authority of investigation 19 and examination under 5-11-106 and the same authority to hold hearings under 5-11-107 as it has for other committees. 20 (2) The committee may request personnel from state 21 agencies, political subdivisions, or the state public 22 23 employee retirement systems to furnish any information and render any assistance that the committee may request. 24

25 (3) THE COMMITTEE MAY ACCEPT FROM THE RETIREMENT

 1
 SYSTEMS AND PUBLIC EMPLOYEE AND RETIREE ORGANIZATIONS

 2
 MONETARY CONTRIBUTIONS FOR LEGISLATIVE RETIREMENT STUDIES.

 3
 THE CONTRIBUTIONS MUST BE DEPOSITED IN THE STATE SPECIAL

 4
 REVENUE FUND FOR APPROPRIATION BY THE LEGISLATURE.

 5
 NEW SECTION.

5 <u>NEW SECTION.</u> Section 5. Duties of committee --6 committee review and report. (1) The committee on public 7 employee retirement systems shall:

8 (a) consider the fiscal soundness of the state's public 9 employee retirement systems, based on reports from the 10 teachers' retirement board and the public employees' 11 retirement board, and study and evaluate the equity and 12 benefit structure of the state's public employee retirement 13 systems;

14 (b) establish principles of sound fiscal and public15 policy as guidelines;

16 (c) as necessary, develop legislation to keep the
17 retirement systems consistent with sound policy principles;

18 (d) solicit and review proposed statutory changes to
19 any of the state's public employee retirement systems;

20 (e) report to the legislature on each legislative
21 proposal reviewed by the committee. The report must include
22 but is not limited to:

23 (i) a summary of the fiscal implications of the 24 proposal;

25 (ii) an analysis of the effect that the proposal may

-3-

-4-

1 have on other public employee retirement systems;

2 (iii) an analysis of the soundness of the proposal as a
3 matter of public policy;

(iv) any amendments proposed by the committee; and

4

5 (v) the committee's recommendation on whether the
6 proposal should be enacted by the legislature.

7 (f) attach the committee's report to any proposal that
8 the committee considered and that is or has been introduced
9 as a bill during a legislative session; and

10 (g) publish, for legislators' use, an information book11 on the state's public employee retirement systems.

(2) A proposal subject to review under subsection
(1)(d) must be submitted to the committee at least 45 days
before the first day of the next regular legislative session
unless this time limitation is waived by a majority vote of
the committee.

<u>NEW SECTION.</u> Section 6. Appropriation. APPROPRIATIONS.
(1) There is appropriated for the biennium ending June 30,
1995, \$7,200 from the general fund to the legislative
council for use by the committee on public employee
retirement systems established in [section 1].

(2) THERE IS APPROPRIATED FOR THE BIENNIUM ENDING JUNE
 30, 1995, AN AMOUNT NOT TO EXCEED \$14,400 TO THE LEGISLATIVE
 COUNCIL FROM MONEY CONTRIBUTED TO THE COMMITTEE ON PUBLIC
 EMPLOYEE RETIREMENT SYSTEMS PURSUANT TO [SECTION 4(3)].

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<u>NEW SECTION.</u> Section 7. Codification instruction.
 (Sections 1 through 5) are intended to be codified as an
 integral part of Title 5, and the provisions of Title 5
 apply to (sections 1 through 5).

5 <u>NEW SECTION.</u> Section 8. Effective date. [This act] is

6 effective on passage and approval.

-End-

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## SENATE COMMITTEE OF THE WHOLE AMENDMENT

April 15, 1993 11:19 am

Mr. Chairman: I move to amend House Bill No. 65 (third reading copy -- blue).

ADOPT

REJECT

Signed: J. D. Lynch Senator

That such amendments read:

1. Title, line 9.
Following: "DATE"
Insert: "AND A TERMINATION DATE"

2. Page 6, following line 6. Insert: "<u>NEW SECTION.</u> Section 9. Termination. [This act] terminates June 30, 1995."

-END-

HB 65 SENATE

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M- Amd. Coord.

1 on public employee retirement systems. HOUSE BILL NO. 65 1 2 (2) The committee consists of four members of the INTRODUCED BY COCCHIARELLA, BIANCHI 2 3 senate appointed by the committee on committees and four BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON 3 4 members of the house of representatives appointed by the PUBLIC EMPLOYEE RETIREMENT SYSTEMS 4 5 speaker of the house. 5 6 (a) No more than two of the committee members from each A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A STATUTORY 6 7 house may be members of the same political party. LEGISLATIVE COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT SYSTEMS; 7 APPROPRIATING FUNDS FOR THE COMMITTEE; AND PROVIDING AN 8 (b) At least two committee members from each house 8 9 shall serve on the standing committee to which retirement IMMEDIATE EFFECTIVE DATE AND A TERMINATION DATE." 9 10 bills are regularly assigned during a regular session. One 10 11 senate member shall serve on the senate finance and claims WHEREAS, it is necessary to establish consistency in the 11 12 committee. One house member shall serve on the house review of retirement legislation requests in order to better 12 13 appropriations committee. understand and control the costs of such legislation; and 13 14 (C) NO MORE THAN TWO MEMBERS APPOINTED FROM EACH HOUSE WHEREAS, it is necessary to establish uniform policies 14 15 MAY BE PUBLIC EMPLOYEES ASIDE FROM THEIR LEGISLATIVE approving changes of benefits, postretirement for 15 16 SERVICE. adjustments, and funding; and 16 WHEREAS, the establishment of a statutory legislative 17 NEW SECTION. Section 2. Terms of members -- officers 17 committee to analyze the state's public employee retirement 18 -- vacancies. (1) Appointments to the committee on public 18 systems on an ongoing basis and to make recommendations for employee retirement systems are for 2 years and must be made 19 19 legislative action would enhance the uniformity and 20 before the final adjournment of a regular legislative 20 consistency of public employee retirement legislation. 21 session. Each member of the committee shall serve until the 21 22 member's term of office as a legislator ends or until the 22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 23 member's successor is appointed, whichever occurs first. 23 NEW SECTION. Section 1. Committee on public employee 24 (2) The committee shall elect one of its members as 24 25 presiding officer and another, who must be from the opposite retirement systems -- appointment. (1) There is a committee 25 -2-Montana Legislacive Council

HB 65 REFERENCE BILL political party, as vice presiding officer. The committee
 shall elect other officers it considers necessary.

3 (3) A vacancy that occurs when the legislature is not 4 in session must be filled by the selection of a member from 5 the same house and political party by the remaining members 6 of the committee. An appointment to the committee under this 7 subsection is for the unexpired term of the original member.

8 <u>NEW SECTION.</u> Section 3. Meetings -- compensation. (1) 9 The committee on public employee retirement systems shall 10 meet as often as the presiding officer considers necessary 11 during and between legislative sessions.

(2) Committee members are entitled to receive
 compensation and expenses as provided in 5-2-302.

NEW SECTION. Section 4. Staff assistance 14 CONTRIBUTIONS. (1) The legislative council shall provide 15 staff assistance to the committee on public employee 16 retirement systems. On behalf of the committee, the 17 legislative council has the same authority of investigation 18 19 and examination under 5-11-106 and the same authority to hold hearings under 5-11-107 as it has for other committees. 20 (2) The committee may request personnel from state 21 agencies, political subdivisions, or the state public 22 23 employee retirement systems to furnish any information and render any assistance that the committee may request. 24

25 (3) THE COMMITTEE MAY ACCEPT FROM THE RETIREMENT

MONETARY CONTRIBUTIONS FOR LEGISLATIVE RETIREMENT STUDIES. 2 3 THE CONTRIBUTIONS MUST BE DEPOSITED IN THE STATE SPECIAL REVENUE FUND FOR APPROPRIATION BY THE LEGISLATURE. 4 5 NEW SECTION. Section 5. Duties of committee 6 committee review and report. (1) The committee on public 7 employee retirement systems shall: 8 (a) consider the fiscal soundness of the state's public 9 employee retirement systems, based on reports from the 10 teachers' retirement board and the public employees' retirement board, and study and evaluate the equity and 11 12 benefit structure of the state's public employee retirement

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13 systems;

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14 (b) establish principles of sound fiscal and public15 policy as guidelines;

16 (c) as necessary, develop legislation to keep the
17 retirement systems consistent with sound policy principles;

18 (d) solicit and review proposed statutory changes to19 any of the state's public employee retirement systems;

20 (e) report to the legislature on each legislative
21 proposal reviewed by the committee. The report must include
22 but is not limited to:

23 (i) a summary of the fiscal implications of the 24 proposal;

25 (ii) an analysis of the effect that the proposal may

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have on other public employee retirement systems; 1

2 (iii) an analysis of the soundness of the proposal as a 3 matter of public policy;

4 (iv) any amendments proposed by the committee; and

5 (v) the committee's recommendation on whether the proposal should be enacted by the legislature. 6

7 (f) attach the committee's report to any proposal that 8 the committee considered and that is or has been introduced 9 as a bill during a legislative session; and

10 (q) publish, for legislators' use, an information book 11 on the state's public employee retirement systems.

12 (2) A proposal subject to review under subsection 13 (1)(d) must be submitted to the committee at least 45 days before the first day of the next regular legislative session 14 unless this time limitation is waived by a majority vote of 15 16 the committee.

NEW SECTION. Section 6. Appropriation. APPROPRIATIONS. 17 (1) There is appropriated for the biennium ending June 30, 18 19 1995, \$7,200 from the general fund to the legislative 20 council for use by the committee on public employee 21 retirement systems established in [section 1].

(2) THERE IS APPROPRIATED FOR THE BIENNIUM ENDING JUNE 22 23 30, 1995, AN AMOUNT NOT TO EXCEED \$14,400 TO THE LEGISLATIVE 24 COUNCIL FROM MONEY CONTRIBUTED TO THE COMMITTEE ON PUBLIC 25 EMPLOYEE RETIREMENT SYSTEMS PURSUANT TO [SECTION 4(3)].

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1 NEW SECTION. Section 7. Codification instruction. [Sections 1 through 5] are intended to be codified as an integral part of Title 5, and the provisions of Title 5 apply to [sections 1 through 5].

NEW SECTION. Section 8. Effective date. [This act] is 5

6 effective on passage and approval.

- 7 NEW SECTION. SECTION 9. TERMINATION. THIS ACT }
- 8 TERMINATES JUNE 30, 1995.

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-End-

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