

Amendments to House Bill No. 59
1st Reading Copy

Requested by Representative Robin Hamilton

For the House State Administration Committee

Prepared by Sheri Heffelfinger
January 21, 2009 (4:02pm)

1. Title, page 1, line 9.

Following: "CODE;"

Insert: "COMPLYING WITH THE FEDERAL HEROES EARNINGS ASSISTANCE
AND RELIEF TAX ACT OF 2008;"

2. Page 21.

Following: line 21

Insert: "NEW SECTION. Section 17. Compliance with federal act. With respect to a member's death occurring on or after January 1, 2007, while a member is performing qualified military service covered under the Heroes Earnings Assistance and Relief Tax Act of 2008, Public Law 110-245, and to the extent required by section 401(a)(37) of the Internal Revenue Code, 26 U.S.C. 401(a)(37), the designated beneficiaries are entitled to benefits that the system would have provided if the member had resumed employment and then died and that are contingent on the member's death while employed."

Renumber: subsequent sections

3. Page 22.

Following: line 15

Insert: "NEW SECTION. Section 21. {standard} Codification instruction. [Section 17] is intended to be codified as an integral part of Title 19, chapter 20, part 10, and the provisions of Title 19, chapter 20, part 10, apply to [section 17]."

Renumber: subsequent sections

4. Page 22, line 24.

Insert: "(3) [Section 17] applies retroactively, within the meaning of 1-2-109, to teachers' retirement system member deaths on and after January 1, 2008."

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