

Proposal for Retirement Plan Legislation

(for the 2007 Legislative Session)

RETURN TO: Dave Bohyer, Research Director

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http://www.leg.mt.gov/css/committees/interim/2005_2006/st_admin_vet_affairs/default.asp

PROPOSER'S NAME/TITLE: Jerry Williams, Executive Director

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1. What is the problem or issue?
Currently Sec. 19-9-102 and 19-9-207 allow two separate and distinct retirement systems to exist for local police departments. The first system (PERS) applies to cities, other than first and second class, that want to adopt it. The second system (MPORS) applies to first- and second-class cities and those other cities wishing to adopt it.
2. What do you want the legislation to do?
The Association wants the legislation to be modified so that all cities are required to use the MPORS retirement system regardless of their "Class Designation".
3. If possible, please list the MCA (Montana Code Annotated) sections that would need to be amended.
Sections 19-9-102 and Sections 19-9-207.
4. Which retirement plan or plans would be covered by the legislation? (If the proposal is limited to certain plans, please indicate why.)
Chapter 9 applies to police officers only. Note the following section of law: **19-9-103. Municipal police officers' retirement system established.** There is a retirement plan known as the municipal police officers' retirement system. The plan is governed by the provisions of chapter 2 and this chapter.

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5. If the proposed change requires additional funding, what funding sources do you propose

(e.g., an increase in employer contributions, employee contributions, or both)?

If necessary for funding the contributions of both the employer and employee would need to be increased.

6. Has similar legislation been requested in the past, been introduced in another state, or provided as a model act? If so, please provide a citation, reference, or point of contact.

The Association is not aware of any requests concerning these sections in the past nor does it know of any other states addressing the issue or even having statutes that are the same as Montana's.

7. If you are a holdover senator or a legislative candidate running unopposed, do you want the Legislative Services Division staff to consider this a bill draft request?

This legislation is being requested by MPPA and not by any particular legislator.

PLEASE RETURN THIS FORM BY JUNE 9, 2006

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