

## PUBLIC PENSION PLANS: BENEFITS & CONTRIBUTIONS

### LEGISLATOR NOTICE

The Legislative Services Division is required to offer a brief history on the subject matter of a bill draft request prior to drafting (5-4-105, MCA; [Chapter 309, Laws of 2017](#)). The history must include related legislation introduced over the last five sessions and hyperlinks to the bill, hearing information, and fiscal notes. The legislation links below open to the page showing the status and history of bills introduced on this topic in the past. The bill text and any related fiscal notes can be accessed through the link at the top of that page.

**Legislation can be complex and this history is not intended to be exhaustive. Please contact the drafter of the requested bill for more information.**

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### Background Materials and Research

**Topic Summary:** This topic primer encompasses the history of bills during the past five sessions to change benefits or contributions in any of Montana’s 10 statewide public employee retirement systems, which are listed below:

- Teachers’ Retirement System (TRS)
- Public Employees’ Retirement System (PERS)
- Judges’ Retirement System (JRS)
- Highway Patrol Officers’ Retirement System (HPORS)
- Sheriffs’ Retirement System (SRS)
- Game Wardens’ and Peace Officers’ Retirement System (GWPORS)
- Municipal Police Officers’ Retirement System (MPORS)
- Firefighters’ Unified Retirement System (FURS)
- Volunteer Firefighters’ Compensation Act (VFCA)
- Montana University System Retirement Program (MUS-RP)

The two main types of retirement plan designs are defined benefit (DB) and defined contribution (DC). Hybrid plans combine features of DB and DC plans. Except for two DC plans — the MUS-RP and an optional DC plan within PERS — Montana’s public employee retirement plans are DB plans.

Under a DB plan, a retiree’s monthly benefit amount depends on a statutory formula based on years of service and salary. An actuarial valuation of each plan is conducted annually using demographic and economic assumptions to estimate how much employees and employers should contribute now as a percent of pay to fund the defined benefits payable in the future. These contributions are deposited to a pooled pension trust fund and invested by the Montana Board of Investments. Investment earnings provide 60 percent to 70 percent of the needed funding for these plans. A DB plan is considered actuarially

sound if expected contributions plus investment earnings are sufficient to fully fund benefits within a 30-year amortization period for any unfunded liabilities. Unfunded liabilities are benefit and expense obligations that cannot be covered by current assets. The amortization period is the number of years required to fully pay off unfunded liabilities given current contribution rates and benefit levels.

Because benefit levels for DB plans and contribution amounts for both the DB and DC plans are set in state statute, legislators consider various bills each session that affect benefits and contributions in Montana's public employee retirement plans.

The State Administration and Veterans' Affairs Interim Committee (SAVA) exercises legislative oversight of the public pension plans during the interim. Each interim, SAVA examines the benefits and funding status of each plan and receives reports from the administrative boards for the plans and from the Montana Board of Investments.

The Teachers' Retirement Board administers the Teachers' Retirement System (TRS). The Public Employees' Retirement Board administers the other eight public employee DB retirement plans, including the state's largest plan, the Public Employees' Retirement System (PERS). Each board hires an executive director. The operational agency under the Public Employees' Retirement Board is the Montana Public Employee Retirement Administration.

### Legislative Services Division Materials:

The latest reports and background materials concerning Montana's public employee retirement systems are available online at [the Public Employee Pension Plans topic web page](#) for the State Administration and Veterans' Affairs Interim Committee. Key materials include: "A Legislator's Guide to Montana's Public Employee Retirement Systems"; summary tables commonly referred to as "green sheets" that provide at-a-glance benefit, funding, and membership data; "Montana's Public Pensions: Where We've Been", which offers an historical overview of benefits and funding for PERS and TRS; and PowerPoint background briefings on actuarial basics and pension fund investments.

**Other Materials:** The following agency websites provide additional information, including actuarial reports and investment information: [Montana Public Employee Retirement Administration \(MPERA\)](#), [Teachers' Retirement System](#), and [Montana Board of Investments](#).

Nationwide and state-by-state data, including issue briefs on various public pension topics, are available at the following websites:

[National Conference of State Legislatures - Pensions](#)

[Public Plans Data \(Collaborative Effort\)](#)

[National Association of State Retirement Administrators](#)

## Introduced Legislation

\*Chapter number assigned means the bill was passed and approved. Otherwise, the latest action on the bill is noted.

2021

**HB 44** – Died in Process – AN ACT REVISING FUNDING PROVISIONS OF THE GAME WARDENS' AND PEACE OFFICERS' RETIREMENT SYSTEM; PROVIDING FOR AN ADDITIONAL EMPLOYER CONTRIBUTION; PROVIDING THAT THE ADDITIONAL CONTRIBUTION BE REVIEWED AND WILL TERMINATE

AUTOMATICALLY WHEN CERTAIN CONDITIONS ARE MET; AMENDING SECTION 19-8-504, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 59](#) – Died in Process – AN ACT GENERALLY REVISING THE FUNDING PROVISIONS OF THE PUBLIC EMPLOYEE RETIREMENT SYSTEM; INCREASING EMPLOYER CONTRIBUTIONS; ELIMINATING OUTDATED PLAN CHOICE RATE PROVISIONS; ELIMINATING CERTAIN AUTOMATIC TRIGGERS FOR TERMINATION OF CONTRIBUTIONS; ELIMINATING THE REMAINDER OF AN ANNUAL FISCAL YEAR INCREASE IN A PORTION OF THE EMPLOYER CONTRIBUTION; AMENDING SECTIONS 19-2-303, 19-2-405, 19-3-315, 19-3-316, 19-3-319, 19-3-2117, AND 19-21-214, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 72](#) – Chapter Number Assigned – AN ACT REVISING FUNDING OF THE HIGHWAY PATROL OFFICERS' RETIREMENT SYSTEM; PROVIDING FOR STATE SUPPLEMENTAL CONTRIBUTIONS FROM A STATE SPECIAL REVENUE ACCOUNT; PROVIDING FOR TRANSFERS; AMENDING SECTION 44-1-504, MCA; AND PROVIDING AN EFFECTIVE DATE AND A CONTINGENT TERMINATION DATE.

[HB 421](#) – Died in Process – AN ACT GENERALLY REVISING LAWS RELATED TO VOLUNTEER EMERGENCY CARE PROVIDERS; ALLOWING A VOLUNTEER EMERGENCY CARE PROVIDER TO RECEIVE BENEFITS UNDER THE VOLUNTEER FIREFIGHTERS COMPENSATION ACT; ALLOWING A LOCAL GOVERNMENT ENTITY TO CONTRIBUTE ~~OR TRIBAL GOVERNMENT ENTITY TO DEPOSIT A PORTION OF 9-1-4~~ FUNDING TO PROVIDE FOR VOLUNTEER EMERGENCY CARE PROVIDER PENSIONS; DEFINING THE DUTIES OF A VOLUNTEER EMERGENCY CARE PROVIDER; DEFINING THE ELIGIBILITY REQUIREMENTS OF AN EMERGENCY CARE PROVIDER COMPANY TO QUALIFY TO PARTICIPATE IN THE PENSION PROGRAM; PROVIDING A SPECIAL REVENUE ACCOUNT FOR DONATIONS TO BE COLLECTED FOR THE SUPPORT OF VOLUNTEER EMERGENCY CARE PROVIDERS; INCREASING REIMBURSEMENT LIMITS FOR A PERSON TO RECEIVE PROTECTIONS UNDER THE GOOD SAMARITAN LAW; AMENDING SECTIONS ~~40-4-108, 17-7-502,~~ 19-17-102, 19-17-105, 19-17-108, 19-17-109, 19-17-110, 19-17-111, 19-17-112, 19-17-113, 19-17-205, 19-17-301, 19-17-401, 19-17-403, 19-17-406, 19-17-412, 19-17-501, 19-17-502, 19-17-503, 19-17-601, AND 27-1-714, MCA; PROVIDING FOR CONTINGENT VOIDNESS; AND PROVIDING AN EFFECTIVE DATE.

[SB 46](#) – Died in Standing Committee – AN ACT INCREASING THE MONTANA UNIVERSITY SYSTEM SUPPLEMENTAL EMPLOYER CONTRIBUTION RATE PAID TO THE TEACHERS' RETIREMENT SYSTEM FOR EMPLOYEES PARTICIPATING IN THE MONTANA UNIVERSITY SYSTEM RETIREMENT PROGRAM; AMENDING SECTION 19-20-621, MCA; AND PROVIDING AN EFFECTIVE DATE.

[SB 175](#) – Chapter Number Assigned – AN ACT TEMPORARILY SUSPENDING EMPLOYER CONTRIBUTIONS TO THE JUDGES' RETIREMENT SYSTEM; PERMANENTLY REVISING THE EMPLOYER CONTRIBUTION RATE TO REDUCE THE SYSTEM'S FUNDING SURPLUS; ESTABLISHING A CONTINGENCY FOR THE REDUCTION; AMENDING SECTION 19-5-404, MCA; AND PROVIDING AN EFFECTIVE DATE AND A TERMINATION DATE.

2019

[HB 128](#) – Died in Standing Committee – AN ACT REVISING FUNDING PROVISIONS FOR THE GAME WARDENS' AND PEACE OFFICERS' RETIREMENT SYSTEM; INCREASING EMPLOYER ~~AND EMPLOYEE~~ CONTRIBUTIONS; REQUIRING A REVIEW; TERMINATING THE INCREASE IF CERTAIN ACTUARIAL

CONDITIONS ARE MET; AMENDING ~~SECTIONS 19-8-502 AND~~ SECTION 19-8-504, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 337](#) – Died in Process – AN ACT INCREASING THE MONTANA UNIVERSITY SYSTEM 5 RETIREMENT PROGRAM SUPPLEMENTAL EMPLOYER CONTRIBUTION RATE PAID TO THE TEACHERS' 6 RETIREMENT SYSTEM; AMENDING SECTION 19-20-621, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 642](#) – Died in Process – AN ACT REVISING THE INTEREST PENALTY IMPOSED ON PARTICIPATING PUBLIC EMPLOYERS FOR DELINQUENT CONTRIBUTIONS TO THE PUBLIC EMPLOYEES', SHERIFFS', MUNICIPAL POLICE OFFICERS', GAME WARDENS' AND PEACE OFFICERS', FIREFIGHTERS' UNIFIED, HIGHWAY PATROL OFFICERS', AND JUDGES' RETIREMENT SYSTEMS; AMENDING SECTION 19-2-506, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE.

[SB 342](#) – Died in Standing Committee – AN ACT REVISING THE TAXATION OF SOCIAL SECURITY BENEFITS; MODIFYING THE FEDERAL CALCULATION FOR TAXATION OF SOCIAL SECURITY BENEFITS ON A STATE RETURN; PROVIDING THAT THE PROPOSED ACT BE SUBMITTED TO THE QUALIFIED ELECTORS OF MONTANA; AMENDING SECTION 15-30-2110, MCA; AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE.

#### **2017 November Special Session**

[SB 1](#) – Chapter Number Assigned – AN ACT TEMPORARILY SUSPENDING EMPLOYER CONTRIBUTIONS TO THE JUDGES' RETIREMENT SYSTEM TO REDUCE THE SYSTEM'S FUNDING SURPLUS; AMENDING SECTION 19-5-404, MCA; PROVIDING FOR CONTINGENT VOIDNESS; AND PROVIDING AN EFFECTIVE DATE, APPLICABILITY DATES, AND A TERMINATION DATE.

#### **2017**

[HB 72](#) – Died in Standing Committee – AN ACT INCREASING THE MONTANA UNIVERSITY SYSTEM RETIREMENT PROGRAM SUPPLEMENTAL CONTRIBUTIONS TO THE TEACHERS' RETIREMENT SYSTEM TO PAY UNFUNDED LIABILITY OBLIGATIONS; AMENDING SECTION 19-20-621, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 85](#) – Died in Standing Committee – AN ACT REVISING FUNDING PROVISIONS FOR THE SHERIFFS' RETIREMENT SYSTEM; INCREASING MEMBER CONTRIBUTION RATES; PROVIDING FOR A REDUCTION IN MEMBER CONTRIBUTION RATES DEPENDING ON ANNUAL ACTUARIAL VALUATION; PROVIDING FOR A TEMPORARY INCREASE TO EMPLOYER CONTRIBUTION RATES; AMENDING SECTIONS 19-7-403 AND 19-7-404, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 136](#) – Died in Standing Committee – AN ACT REVISING FUNDING PROVISIONS FOR THE GAME WARDENS' AND PEACE OFFICERS' RETIREMENT SYSTEM; AMENDING SECTION 19-8-504, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 383](#) – Chapter Number Assigned – AN ACT INCREASING FUNDING FOR THE SHERIFFS' RETIREMENT SYSTEM SO IT WILL BE ACTUARIALY SOUND; INCREASING EMPLOYEE AND EMPLOYER CONTRIBUTION RATES; TERMINATING THE CONTRIBUTION INCREASES WHEN CERTAIN

ACTUARIAL CONDITIONS ARE MET; EXEMPTING THE EMPLOYER CONTRIBUTION INCREASE FROM THE COUNTY MILL LEVY CAP; AMENDING SECTIONS 15-10-420, 19-7-403, AND 19-7-404, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 336](#) – Died in Standing Committee – AN ACT SUBMITTING TO THE QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE VIII OF THE MONTANA CONSTITUTION TO PROVIDE THAT EMPLOYER CONTRIBUTION INCREASES FOR PUBLIC RETIREMENT SYSTEMS MUST BE BY LEGISLATIVE REFERENDUM APPROVED BY A MAJORITY OF VOTERS IN AN ELECTION; AND PROVIDING AN EFFECTIVE DATE.

[HB 499](#) – Died in Standing Committee – AN ACT REVISING ACTUARIAL VALUATION PROVISIONS FOR THE PUBLIC EMPLOYEE RETIREMENT SYSTEMS; REQUIRING THE PUBLIC EMPLOYEES' RETIREMENT BOARD AND THE TEACHERS' RETIREMENT BOARD TO PROVIDE AN ACTUARIAL REPORT BASED ON ALTERNATIVE ACTUARIAL ASSUMPTION RELATED TO INVESTMENT RETURNS; REVISING HOW OFTEN A REGULAR ACTUARIAL VALUATION MUST BE CONDUCTED; AND AMENDING SECTIONS 19-2-403, 19-2-405, 19-2-408, AND 19-20-201, MCA.

[HB 578](#) – Died in Process – AN ACT LEGALIZING BLACKJACK AND TWENTY-ONE UNDER THE CARD GAMES ACT; LEGALIZING BLACKJACK VIDEO GAMBLING MACHINES; CREATING A STATE SPECIAL REVENUE ACCOUNT; PROVIDING FOR TRANSFERS AND A STATUTORY APPROPRIATION; TAXING PROCEEDS FROM BLACKJACK TABLES; LIMITING THE NUMBER OF TABLES PER ESTABLISHMENT; SETTING A MAXIMUM BET LIMIT; EXPANDING RULEMAKING AUTHORITY; AND AMENDING SECTIONS 17-7-502, 23-5-112, 23-5-308, 23-5-309, 23-5-311, 23-5-312, 23-5-317, 23-5-602, 23-5-603, 23-5-607, AND 10 23-5-621, MCA.

[HB 648](#) – Chapter Number Assigned – AN ACT AUTHORIZING TRANSFERS AND OTHER NECESSARY MEASURES TO IMPLEMENT THE GENERAL APPROPRIATIONS ACT; CLARIFYING ALLOCATIONS OF THE COAL SEVERANCE TAX; ESTABLISHING AN ENTERPRISE FUND FOR DEPOSIT OF FEES FOR CERTAIN SERVICES PROVIDED BY THE DEPARTMENT OF LIVESTOCK; CLARIFYING FUNDING SOURCES FOR LIEN PURCHASES; DIRECTING COAL SEVERANCE TAX TO THE GENERAL FUND FOR STATUTORY APPROPRIATION TO THE PENSION SYSTEM; PROVIDING FOR A STATUTORY APPROPRIATION; CREATING STATE SPECIAL REVENUE ACCOUNTS; TEMPORARILY EXPANDING USAGE OF STATE PARK FUNDS; AMENDING SECTIONS 15-35-108, 17-7-502, 61-3-321, 75-10-743, 81-2-102, 85-1-615, AND 90-6-1001, MCA; AMENDING SECTION 3, CHAPTER 115, LAWS OF 2017; AMENDING SECTION 11, CHAPTER 400, LAWS OF 2015; AND PROVIDING EFFECTIVE DATES AND A TERMINATION DATE.

[SB 16](#) – Chapter Number Assigned – AN ACT REVISING THE BASIS FOR DETERMINING WHETHER THE DISABILITY AND PENSION FUND OF A CITY'S OR TOWN'S FIRE RELIEF ASSOCIATION IS SOUNDLY FUNDED; AMENDING SECTIONS 19-18-503 AND 19-18-504, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

[SB 263](#) – Died in Standing Committee – AN ACT REVISING HOW PUBLIC EMPLOYEE RETIREMENT FUNDS MAY BE INVESTED; AMENDING SECTION 17-6-201, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE.

2015

[HB 59](#) – Died in Standing Committee – AN ACT INCREASING THE UNIVERSITY SYSTEM RETIREMENT PROGRAM SUPPLEMENTAL EMPLOYER CONTRIBUTION; AMENDING SECTION 19-20-621, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 107](#) – Chapter Number Assigned – AN ACT REVISING THE ALLOCATION OF EMPLOYER CONTRIBUTIONS IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM; REALLOCATING CERTAIN EMPLOYER CONTRIBUTIONS FROM THE SYSTEM'S DEFINED BENEFIT PLAN TO MEMBER ACCOUNTS IN THE SYSTEM'S DEFINED CONTRIBUTION PLAN; STRIKING THE ALLOCATION OF TEMPORARY CONTRIBUTIONS TO THE DEFINED CONTRIBUTION PLAN DISABILITY FUND; ELIMINATING A PROVISION REQUIRING THE PUBLIC EMPLOYEES' RETIREMENT BOARD TO ACTUARIALLY ADJUST CERTAIN CONTRIBUTIONS BETWEEN THE SYSTEM'S DEFINED BENEFIT PLAN AND THE SYSTEM'S DEFINED CONTRIBUTION PLAN; REALLOCATING A TEMPORARY EMPLOYER CONTRIBUTION FROM PAYING GENERAL LIABILITIES TO PAYING PLAN CHOICE RATE LIABILITIES AND THEN DIRECTING THE CONTRIBUTION TO MEMBER ACCOUNTS; AMENDING SECTIONS 19-2-303, 19-2-407, 19-3-2117, AND 19-21-214, MCA; REPEALING SECTION 19-3-2121, MCA; AND PROVIDING AN EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[HB 170](#) – Died in Standing Committee – AN ACT REVISING THE DEFINITION OF "COMPENSATION" AS APPLIED UNDER THE LAWS GOVERNING THE MUNICIPAL POLICE OFFICERS' RETIREMENT SYSTEM; AMENDING SECTION 19-9-104, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 408](#) – Died in Standing Committee – AN ACT REVISING CONTRACT RIGHTS FOR NEW MEMBERS OF THE DEFINED BENEFIT RETIREMENT PLANS ADMINISTERED BY THE PUBLIC EMPLOYEES' RETIREMENT BOARD AND FOR THE TEACHERS' RETIREMENT SYSTEM; AMENDING SECTIONS 19-2-502 AND 19-20-501, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE.

[HB 483](#) – Chapter Number Assigned – AN ACT RAISING THE PENSION BENEFIT AVAILABLE TO AN ELIGIBLE MEMBER UNDER THE VOLUNTEER FIREFIGHTERS' COMPENSATION ACT; AMENDING SECTION 19-17-404, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE.

[HB 574](#) – Died in Standing Committee – AN ACT REVISING THE MUNICIPAL POLICE OFFICERS' AND THE FIREFIGHTERS' UNIFIED RETIREMENT SYSTEM LAWS CONCERNING THE DEFINITION OF "COMPENSATION" AND CONTRIBUTIONS BASED ON THAT COMPENSATION; AMENDING SECTIONS 19-9-104, 19-9-702, 19-9-703, 19-13-104, 19-13-604, AND 19-13-605, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE.

[SB 42](#) – Chapter Number Assigned – AN ACT REVISING THE ALLOCATION OF EMPLOYER CONTRIBUTIONS IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM DEFINED CONTRIBUTION PLAN AND THE UNIVERSITY SYSTEM RETIREMENT PROGRAM; AMENDING SECTIONS 19-2-303, 19-2-407, 19-3-2117, AND 19-21-214, MCA; REPEALING SECTION 19-3-2121, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[SB 74](#) – Chapter Number Assigned – AN ACT ALLOCATING ADDITIONAL EMPLOYER CONTRIBUTIONS FOR MONTANA UNIVERSITY SYSTEM EMPLOYEES WHO ARE IN POSITIONS COVERED UNDER THE



PUBLIC EMPLOYEES' RETIREMENT SYSTEM; AMENDING SECTION 19-21-214, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[SB 238](#) – Chapter Number Assigned – AN ACT ESTABLISHING A DEFERRED RETIREMENT OPTION PLAN IN THE HIGHWAY PATROL OFFICERS' RETIREMENT SYSTEM; SPECIFYING ELIGIBILITY AND PARTICIPATION CRITERIA; SPECIFYING CONTRIBUTIONS AND THE INTEREST RATE TO BE CREDITED; PROVIDING FOR SURVIVORSHIP BENEFITS AND DISTRIBUTION OPTIONS; GRANTING RULEMAKING AUTHORITY; AMENDING SECTION 19-6-710, MCA; AND PROVIDING A CONTINGENT VOIDNESS.

## 2013

[HB 90](#) – Died in Standing Committee – AN ACT INCREASING THE UNIVERSITY SYSTEM OPTIONAL RETIREMENT PROGRAM EMPLOYER SUPPLEMENTAL CONTRIBUTION RATE; AMENDING SECTION 19-20-621, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 95](#) – Chapter Number Assigned – AN ACT IMPROVING THE ACTUARIAL UNFUNDED LIABILITY OF THE PUBLIC EMPLOYEES', SHERIFFS', AND FIREFIGHTERS' UNIFIED RETIREMENT SYSTEMS BY REQUIRING EMPLOYER AND STATE CONTRIBUTIONS FOR WORKING RETIREES IN THOSE SYSTEMS; AMENDING SECTIONS 19-7-1101 AND 19-13-1101, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 96](#) – Died in Standing Committee – AN ACT IMPROVING THE ACTUARIAL FUNDING STATUS OF CERTAIN PUBLIC EMPLOYEE RETIREMENT SYSTEMS BY TEMPORARILY INCREASING EMPLOYER CONTRIBUTIONS TO THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM, THE HIGHWAY PATROL OFFICERS' RETIREMENT SYSTEM, THE SHERIFFS' RETIREMENT SYSTEM, AND THE GAME WARDENS' AND PEACE OFFICERS' RETIREMENT SYSTEM; AMENDING SECTIONS 19-3-316, 19-3-2117, 19-6-404, 19-7-404, 19-8-504, AND 19-21-214, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 97](#) – Chapter Number Assigned – AN ACT REVISING THE COMPENSATION USED TO DETERMINE RETIREMENT BENEFITS IN CERTAIN PUBLIC RETIREMENT SYSTEMS; PLACING A CAP ON THE EARNINGS THAT MAY BE INCLUDED IN THE HIGHEST OR FINAL AVERAGE COMPENSATION USED TO DETERMINE A RETIREMENT BENEFIT UNDER THE PUBLIC EMPLOYEES', JUDGES', HIGHWAY PATROL OFFICERS', SHERIFFS', GAME WARDENS' AND PEACE OFFICERS', MUNICIPAL POLICE OFFICERS', AND FIREFIGHTERS' UNIFIED RETIREMENT SYSTEMS; AMENDING SECTIONS 19-2-303, 19-2-1005, 19-3-108, 19-5-101, 19-6-101, 19-7-101, 19-8-101, 19-9-104, AND 19-13-104, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 112](#) – Died in Standing Committee – AN ACT REVISING PROVISIONS OF THE TEACHERS' RETIREMENT SYSTEM TO IMPROVE THE SYSTEM'S ACTUARIAL FUNDING; CREATING TWO MEMBERSHIP TIERS; INCREASING EMPLOYEE AND EMPLOYER CONTRIBUTIONS; AUTHORIZING THE TEACHERS' RETIREMENT BOARD TO ADJUST CERTAIN CONTRIBUTIONS UNDER CERTAIN CONDITIONS; REVISING HOW AVERAGE FINAL COMPENSATION IS CALCULATED FOR NEW MEMBERS; REVISING SERVICE RETIREMENT AND EARLY RETIREMENT ELIGIBILITY FOR NEW MEMBERS; REVISING DEATH AND DISABILITY BENEFIT PROVISIONS FOR NEW MEMBERS; REVISING THE BENEFIT MULTIPLIER FOR NEW MEMBERS; STATUTORILY APPROPRIATING MONEY FROM THE PUBLIC SCHOOL FUND GUARANTEE ACCOUNT TO THE TEACHERS' RETIREMENT SYSTEM; AMENDING SECTIONS 19-20-101, 19-20-208, 19-20-409, 19-20-427, 19-20-602, 19-20-605, 19-20-716, 19-20-732, 19-20-801, 19-20-802, 19-20-804, 19-20-805, 19-20-901, 19-20-1001, 20-9-501, AND 20-9-622, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 167](#) – Died in Standing Committee – AN ACT GENERALLY REVISING LAWS RELATED TO THE TEACHERS' RETIREMENT SYSTEM; PROVIDING AN ENHANCED RETIREMENT BENEFIT KNOWN AS THE "PROFESSIONAL RETIREMENT OPTION" FOR NEW MEMBERS OF THE SYSTEM; CREATING TWO MEMBERSHIP TIERS WITHIN THE SYSTEM; REVISING THE CALCULATION OF AVERAGE FINAL COMPENSATION FOR NEW MEMBERS; REVISING ELIGIBILITY FOR EARLY AND NORMAL RETIREMENT BENEFITS FOR NEW MEMBERS; AMENDING SECTIONS 19-20-101, 19-20-602, 19-20-715, 19-20-801, 19-20-802, 19-20-804, AND 19-20-805, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 234](#) – Died in Standing Committee – AN ACT REVISING THE DEFINITION OF "COMPENSATION" USED FOR CALCULATING RETIREMENT CONTRIBUTIONS AND BENEFITS UNDER THE MUNICIPAL POLICE OFFICERS' RETIREMENT SYSTEM AND THE FIREFIGHTERS' UNIFIED RETIREMENT SYSTEM; AND AMENDING SECTIONS 19-9-104 AND 19-13-104, MCA.

[HB 253](#) – Died in Standing Committee – AN ACT INCREASING GENERAL FUND AND EMPLOYER CONTRIBUTIONS TO THE UNIVERSITY SYSTEM'S OPTIONAL RETIREMENT PROGRAM; AMENDING SECTION 19-21-203, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 282](#) – Died in Standing Committee – AN ACT SUBMITTING TO THE QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE VIII OF THE MONTANA CONSTITUTION TO LIMIT GENERAL FUND EXPENDITURES UNLESS THE PUBLIC RETIREMENT SYSTEMS ARE FUNDED ON AN ACTUARIALLY SOUND BASIS; AND PROVIDING AN EFFECTIVE DATE.

[HB 336](#) – Chapter Number Assigned – AN ACT GENERALLY REVISING THE HIGHWAY PATROL OFFICERS' RETIREMENT SYSTEM; DECREASING THE GUARANTEED ANNUAL BENEFIT ADJUSTMENT FOR NEW MEMBERS; REQUIRING NEW MEMBERS TO WAIT 3 YEARS BEFORE RECEIVING THE GUARANTEED ANNUAL BENEFIT ADJUSTMENT; INCREASING THE YEARS OF MEMBERSHIP SERVICE NEEDED FOR A NEW MEMBER TO PURCHASE SERVICE CREDIT AND TO RECEIVE A RETIREMENT BENEFIT; INCREASING EMPLOYEE CONTRIBUTIONS FOR EXISTING MEMBERS AND NEW HIRES; INCREASING THE STATE EMPLOYER CONTRIBUTION; INCREASING THE BENEFIT MULTIPLIER FOR ALL MEMBERS; RESTRICTING THE USES OF THE SPECIAL STATE REVENUE FUND TO FUND THE HIGHWAY PATROL OFFICERS' SALARIES; AMENDING SECTIONS 19-2-303, 19-6-301, 19-6-402, 19-6-404, 19-6-502, 19-6-503, 19-6-601, 19-6-707, 19-6-710, 19-6-711, 19-6-801, 19-6-803, AND 19-6-804, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 377](#) – Chapter Number Assigned – AN ACT PROVIDING ADDITIONAL FUNDING FOR THE TEACHERS' RETIREMENT SYSTEM; CREATING TWO MEMBERSHIP TIERS WITHIN THE SYSTEM; INCREASING THE NORMAL CONTRIBUTION RATE FOR NEW MEMBERS; ENACTING A SUPPLEMENTAL CONTRIBUTION RATE FOR CURRENT MEMBERS; AUTHORIZING THE TEACHERS' RETIREMENT BOARD TO IMPOSE A SUPPLEMENTAL CONTRIBUTION RATE FOR TIER TWO MEMBERS AND EMPLOYERS; AUTHORIZING THE TEACHERS' RETIREMENT BOARD TO INCREASE OR DECREASE ANY SUPPLEMENTAL CONTRIBUTION RATE ACCORDING TO CERTAIN ACTUARIALLY DETERMINED FUNDING STANDARDS; REVISING HOW AVERAGE FINAL COMPENSATION IS CALCULATED FOR NEW MEMBERS; REVISING ELIGIBILITY FOR EARLY AND NORMAL RETIREMENT AND FOR DEATH AND DISABILITY BENEFITS FOR NEW MEMBERS; ESTABLISHING AN INCREASED NORMAL RETIREMENT BENEFIT FOR CERTAIN NEW MEMBERS; REVISING THE GUARANTEED ANNUAL BENEFIT ADJUSTMENT FOR NEW AND CURRENT MEMBERS; DECREASING THE CAP ON SCHOOL DISTRICT RETIREMENT FUND OPERATING RESERVES AND



PROVIDING THAT ANY RESERVES IN EXCESS OF THE CAP BE PAID TO THE TEACHERS' RETIREMENT SYSTEM; PROVIDING APPROPRIATIONS; SPECIFYING A TIMETABLE FOR THE PAYMENT OF STATE TRANSPORTATION REIMBURSEMENT TO THE SCHOOL DISTRICTS; AMENDING SECTIONS 19-20-101, 19-20-208, 19-20-409, 19-20-427, 19-20-602, 19-20-605, 19-20-607, 19-20-716, 19-20-719, 19-20-732, 19-20-801, 19-20-802, 19-20-804, 19-20-805, 19-20-901, 19-20-1001, 20-9-501, AND 20-10-145, MCA; AND PROVIDING AN EFFECTIVE DATE. (Staff Note: A Montana district court ruled that the portion of the bill reducing the Guaranteed Annual Benefit Adjustment for current employees and retirees was an unconstitutional violation of the contracts clause and the takings clause of the Montana Constitution. Thus, the benefit reduction applies only to TRS members hired on and after the July 1, 2013, effective date of the bill. For more information, see the court's [order in \*Byrne v. State\*](#), No. ADV-2013-738 (Mont. First Jud. Dist. June 30, 2015) and the [TRS web page concerning the lawsuit](#).)

[HB 382](#) – Died in Standing Committee – AN ACT REQUIRING THAT A PORTION OF THE EXPENDABLE PORTION OF COAL SEVERANCE TAX COLLECTIONS BE STATUTORILY APPROPRIATED TO THE TRUST FUNDS FOR THE TEACHERS' RETIREMENT SYSTEM, THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM DEFINED BENEFIT PLAN, THE SHERIFFS' RETIREMENT SYSTEM, AND THE GAME WARDENS' AND PEACE OFFICERS' RETIREMENT SYSTEM UNTIL THE FUNDS ARE ACTUARIALLY SOUND; AMENDING SECTION 15-35-108; AND PROVIDING AN EFFECTIVE DATE.

[HB 454](#) – Chapter Number Assigned – AN ACT PROVIDING FUNDING FOR THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM; PROVIDING THAT THE UNALLOCATED PORTION OF COAL SEVERANCE TAX COLLECTIONS IS STATUTORILY APPROPRIATED TO THE PUBLIC EMPLOYEES' DEFINED BENEFIT RETIREMENT PLAN; REVISING THE ALLOCATION OF INTEREST INCOME FROM THE COAL TAX PERMANENT FUND AND PROVIDING A STATUTORY APPROPRIATION OF A PORTION OF THE INTEREST INCOME TO THE PUBLIC EMPLOYEES' DEFINED BENEFIT RETIREMENT PLAN; AMENDING THE TERMINATION DATE FOR THE TRANSFER OF CERTAIN MONEY FROM THE COAL SEVERANCE TAX BOND FUND TO THE TREASURE STATE ENDOWMENT FUND AND THE TREASURE STATE ENDOWMENT REGIONAL WATER SYSTEM FUND; TEMPORARILY INCREASING EMPLOYEE AND EMPLOYER CONTRIBUTIONS TO THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM; REVISING THE GUARANTEED ANNUAL BENEFIT ADJUSTMENT FOR NEW AND CURRENT MEMBERS; PROVIDING AN APPROPRIATION; AMENDING SECTIONS 15-35-108, 17-5-703, 19-3-315, 19-3-316, 19-3-1605, AND 19-3-2117, MCA; AMENDING SECTION 6, CHAPTER 495, LAWS OF 1999, AND SECTIONS 15 AND 16, CHAPTER 389, LAWS OF 2011; AND PROVIDING AN EFFECTIVE DATE. (Staff Note: A Montana district court ruled that the portion of the bill reducing the Guaranteed Annual Benefit Adjustment for current employees and retirees was an unconstitutional violation of the contracts clause of the Montana Constitution. For more information, see the court's order in *Assoc. of Ret. Pub. Emp. v. State*, No. DDV-2013-788 (Mont. First Jud. Dist. March 4, 2015). The order was modified to clarify that the benefit reduction applies only to PERS members hired on and after the July 1, 2013, the effective date of the bill. See *Assoc. of Ret. Pub. Emp. v. State*, No. CDV-2013-788 (Mont. First Jud. Dist. Aug. 19, 2015).

[HB 461](#) – Chapter Number Assigned – AN ACT INCREASING THE PENSION BENEFIT AMOUNT THAT THE BOARD OF TRUSTEES OF A FIRE DEPARTMENT RELIEF ASSOCIATION MAY SET FOR MEMBERS OF THE ASSOCIATION WHO ARE VOLUNTEERS; AMENDING SECTION 19-18-602, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 476](#) – Died in Standing Committee – AN ACT PROVIDING A COST-OF-LIVING ADJUSTMENT TO BENEFITS PROVIDED IN THE VOLUNTEER FIREFIGHTERS' COMPENSATION ACT; AND PROVIDING AN EFFECTIVE DATE.

[SB 376](#) – Died in Standing Committee – AN ACT GENERALLY REVISING ACTUARIAL FUNDING FOR THE PUBLIC EMPLOYEE RETIREMENT SYSTEMS; REQUIRING THAT ANY SHORTFALL IN THE ANNUAL CONTRIBUTIONS REQUIRED TO ENSURE THAT PUBLIC EMPLOYEE RETIREMENT SYSTEMS ARE ACTUARIALLY SOUND MUST BE INCLUDED IN THE GOVERNOR'S PROPOSED BUDGET; AND AMENDING SECTIONS 17-7-111 AND 17-7-122, MCA.

## 2011

[HB 85](#) – Died in Standing Committee – AN ACT TO IMPROVE THE ACTUARIAL UNFUNDED LIABILITY OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM, THE SHERIFFS' RETIREMENT SYSTEM, AND THE FIREFIGHTERS' UNIFIED RETIREMENT SYSTEM BY REQUIRING EMPLOYER CONTRIBUTIONS ON WORKING RETIREES IN THOSE SYSTEMS; AMENDING SECTIONS 19-7-1101 AND 19-13-301, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 113](#) – Died in Standing Committee – AN ACT INCREASING THE UNIVERSITY SYSTEM OPTIONAL RETIREMENT PROGRAM SUPPLEMENTAL CONTRIBUTION RATE; AMENDING SECTION 19-20-621, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 116](#) – Chapter Number Assigned – AN ACT PROVIDING FOR ACTUARIAL FUNDING OF THE TEACHERS' RETIREMENT SYSTEM; ESTABLISHING EMPLOYER LIABILITY REGARDING REPORTS RELATING TO RETIRED MEMBERS; CHANGING THE ACTUARIAL INTEREST RATE ON SERVICE PURCHASE AGREEMENTS; AMENDING PROVISIONS GOVERNING WORKING RETIREES; REVISING CAPS ON COMPENSATION THAT CAN BE USED IN THE CALCULATION OF AVERAGE FINAL COMPENSATION; PROVIDING FOR A FULL ACTUARIAL REDUCTION FOR EARLY RETIREMENT; AMENDING SECTIONS 19-20-208, 19-20-402, 19-20-403, 19-20-404, 19-20-408, 19-20-410, 19-20-416, 19-20-427, 19-20-715, 19-20-731, AND 19-20-802, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 119](#) – Chapter Number Assigned – AN ACT GENERALLY REVISING THE VOLUNTEER FIREFIGHTERS' COMPENSATION ACT; CLARIFYING CERTAIN DEFINITIONS; CLARIFYING ELIGIBILITY REQUIREMENTS FOR FIRE COMPANIES AND FIREFIGHTERS; CLARIFYING AND ADDING REQUIREMENTS FOR DOCUMENTATION; REQUIRING THAT CERTAIN DISPUTES BE RESOLVED BEFORE PAYMENT OF A BENEFIT; CLARIFYING DEATH AND DISABILITY BENEFIT PROVISIONS; CLARIFYING FILING REQUIREMENTS FOR FIRE COMPANIES; EXTENDING EXISTING RULEMAKING AUTHORITY; AMENDING SECTIONS 7-33-2110, 7-33-2311, 7-33-2316, 19-2-408, 19-17-102, 19-17-106, 19-17-108, 19-17-201, 19-17-203, 19-17-204, 19-17-401, 19-17-403, 19-17-404, 19-17-411, 19-17-501, 19-17-502, 19-17-503, AND 19-17-506, MCA; REPEALING SECTIONS 19-17-104, 19-17-402, 19-17-504, AND 19-17-505, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 122](#) – Chapter Number Assigned – AN ACT REVISING BENEFIT AND FUNDING PROVISIONS OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM; INCREASING THE NORMAL RETIREMENT AGE FOR NEW HIRES; INCREASING THE AGE OF ELIGIBILITY FOR EARLY RETIREMENT FOR NEW HIRES; ELIMINATING EARLY RETIREMENT ELIGIBILITY BASED ON MEMBERSHIP SERVICE FOR NEW HIRES; CHANGING THE CALCULATION OF HIGHEST AVERAGE COMPENSATION FOR NEW HIRES;

REDUCING THE MULTIPLIER USED TO CALCULATE BENEFIT PAYMENTS FOR NEW HIRES; INCREASING THE EMPLOYEE CONTRIBUTIONS DUE ON BEHALF OF NEW HIRES; AMENDING SECTIONS 19-3-108, 19-3-315, 19-3-513, 19-3-901, 19-3-902, 19-3-904, 19-3-906, 19-3-1002, 19-3-1008, 19-3-1106, 19-3-1205, 19-3-2117, 19-3-2141, AND 19-21-214, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 134](#) – Chapter Number Assigned – AN ACT IMPROVING THE ACTUARIAL UNFUNDED LIABILITY OF THE GAME WARDENS' AND PEACE OFFICERS' RETIREMENT SYSTEM BY INCREASING THE TIME PERIOD USED IN CALCULATING HIGHEST AVERAGE COMPENSATION FOR NEW HIRES; AMENDING SECTION 19-8-101, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 135](#) – Chapter Number Assigned – AN ACT INCREASING THE TIME PERIOD FOR CALCULATING HIGHEST AVERAGE COMPENSATION FOR INDIVIDUALS WHO INITIALLY BECOME MEMBERS OF THE SHERIFFS' RETIREMENT SYSTEM AFTER JUNE 30, 2011; AMENDING SECTION 19-7-101, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 138](#) – Died in Standing Committee – AN ACT REQUIRING THE BOARD OF REGENTS TO CALCULATE ITS CONTRIBUTION TO THE OPTIONAL RETIREMENT PROGRAM BY FUNDING SOURCE; RESTRICTING THE STATUTORY APPROPRIATION FROM THE GENERAL FUND FOR THE BOARD OF REGENTS' SHARE OF THE CONTRIBUTION TO THE OPTIONAL RETIREMENT PROGRAM TO EMPLOYEES WHOSE SALARY IS PAID OUT OF THE UNRESTRICTED SUBFUND; AMENDING SECTION 19-21-203, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 189](#) – Died in Process – AN ACT PROVIDING AN ENHANCED RETIREMENT BENEFIT, KNOWN AS A "PROFESSIONAL RETIREMENT OPTION", FOR NEW MEMBERS OF THE TEACHERS' RETIREMENT SYSTEM; REVISING THE FUNDING OF THE TEACHERS' RETIREMENT SYSTEM; INCREASING THE NORMAL CONTRIBUTION FOR NEW MEMBERS; INCREASING THE AGE AT WHICH A NEW MEMBER IS ELIGIBLE FOR A SERVICE RETIREMENT; REVISING THE AGE AT WHICH A NEW MEMBER IS ELIGIBLE FOR EARLY RETIREMENT; INCREASING THE RETIREMENT ALLOWANCE FOR A NEW MEMBER WITH 30 OR MORE YEARS OF SERVICE; REDUCING THE PERCENTAGE OF THE RETIREMENT FUND BUDGET THAT A SCHOOL DISTRICT IS ALLOWED TO KEEP AS A RETIREMENT FUND OPERATING RESERVE; TRANSFERRING EXCESS RESERVE FUNDS TO THE TEACHERS' RETIREMENT SYSTEM AND THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM; AMENDING SECTIONS 19-20-101, 19-20-602, 19-20-801, 19-20-802, 19-20-804, AND 20-9-501, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 266](#) – Died in Standing Committee – AN ACT INCREASING THE STATE CONTRIBUTION AND TOTAL CONTRIBUTIONS TO ACCOUNTS OF CERTAIN UNIVERSITY SYSTEM EMPLOYEES PARTICIPATING IN THE OPTIONAL RETIREMENT PROGRAM; AMENDING SECTION 19-21-203, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 346](#) – Died in Standing Committee – AN ACT ALLOWING THE BOARD OF TRUSTEES OF A FIRE DEPARTMENT RELIEF ASSOCIATION TO EXCEED THE EXISTING CAP ON A MONTHLY PENSION FOR A VOLUNTEER FIREFIGHTER IF THE ASSOCIATION'S FUND IS SOUNDLY FUNDED OR ACTUARIALLY SOUND; AND AMENDING SECTION 19-18-602, MCA.

[HB 632](#) – Died in Standing Committee – AN ACT REQUIRING THAT A PORTION OF THE EXPENDABLE PORTION OF COAL SEVERANCE TAX COLLECTIONS IN FISCAL YEARS BEGINNING AFTER JUNE 30,

2013, BE DEPOSITED IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM, THE SHERIFFS' RETIREMENT SYSTEM, THE GAME WARDENS' AND PEACE OFFICERS' RETIREMENT SYSTEM, AND THE TEACHERS' RETIREMENT SYSTEM; AMENDING SECTIONS 15-35-108 AND 90-6-1001, MCA; AND PROVIDING EFFECTIVE DATES.

[SB 56](#) – Died in Standing Committee – AN ACT REVISING BENEFIT PROVISIONS FOR NEW HIRES IN THE TEACHERS' RETIREMENT SYSTEM; INCREASING FOR NEW HIRES THE REQUIRED YEARS TO CALCULATE AVERAGE FINAL COMPENSATION, THE VESTING REQUIREMENTS, THE EMPLOYEE CONTRIBUTION RATE, AND THE SERVICE AND EARLY RETIREMENT AGES; INCREASING THE SERVICE RETIREMENT ALLOWANCE FOR A MEMBER WITH 30 OR MORE YEARS OF SERVICE; REVISING THE EARLY RETIREMENT ALLOWANCE; EXTENDING EXISTING BOARD RULEMAKING AUTHORITY; REQUIRING THE TEACHERS' RETIREMENT BOARD TO APPLY FOR A RULING FROM THE INTERNAL REVENUE SERVICE AND MAKING THE ACT CONTINGENT ON A FAVORABLE RULING; AMENDING SECTIONS 19-20-101, 19-20-602, 19-20-715, 19-20-716, 19-20-801, 19-20-802, 19-20-804, AND 19-20-805, MCA; AND PROVIDING EFFECTIVE DATES.

[SB 113](#) – Died in Standing Committee – AN ACT REDUCING THE PERCENTAGE OF THE RETIREMENT FUND BUDGET THAT A SCHOOL DISTRICT IS ALLOWED TO KEEP AS A RETIREMENT FUND OPERATING RESERVE; TRANSFERRING EXCESS RESERVE FUNDS TO THE TEACHERS' RETIREMENT SYSTEM AND THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM; AMENDING SECTION 20-9-501, MCA; AND PROVIDING AN EFFECTIVE DATE.

[SB 138](#) – Chapter Number Assigned – AN ACT RESTRICTING THE STATUTORY APPROPRIATION FROM THE GENERAL FUND FOR THE BOARD OF REGENTS' SHARE OF THE OPTIONAL RETIREMENT TO EMPLOYEES WHOSE COMPENSATION IS PAID FROM THE CURRENT UNRESTRICTED SUBFUND; AMENDING SECTION 19-21-203, MCA; AND PROVIDING AN EFFECTIVE DATE.

[SB 223](#) – Chapter Number Assigned – AN ACT REVISING THE PENSION BENEFIT PROVIDED BY THE VOLUNTEER FIREFIGHTERS' COMPENSATION ACT; AMENDING SECTION 19-17-404, MCA; AND PROVIDING AN EFFECTIVE DATE.

## 2009

[HB 12](#) – Failed on 3<sup>rd</sup> Reading – AN ACT REVISING THE LAWS RELATING TO RETIRED PUBLIC EMPLOYEES RETURNING TO WORK FOR PUBLIC EMPLOYERS; REQUIRING CONTRIBUTIONS FOR WORKING RETIREES UNDER THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM, THE SHERIFFS' RETIREMENT SYSTEM, AND THE FIREFIGHTERS' UNIFIED RETIREMENT SYSTEM; AMENDING SECTIONS 19-3-316, 19-3-1106, 19-3-319, 19-7-404, 19-7-1101, 19-13-301, 19-13-604, AND 19-13-605, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 32](#) – Died in Standing Committee – AN ACT INCREASING RETIREMENT BENEFITS FOR INDIVIDUALS RETIRING FROM THE FIREFIGHTERS' UNIFIED RETIREMENT SYSTEM; INCREASING EMPLOYEE AND STATE CONTRIBUTIONS TO THE FIREFIGHTERS' UNIFIED RETIREMENT SYSTEM; AMENDING SECTIONS 19-13-601, 19-13-604, 19-13-704, 19-13-803, AND 19-13-1007, MCA; AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE.

[HB 33](#) – Died in Standing Committee – AN ACT REVISING THE DEFINITION OF "COMPENSATION" USED IN THE FIREFIGHTERS' UNIFIED RETIREMENT SYSTEM TO INCLUDE OVERTIME PAY WITHIN THAT DEFINITION AND THE CALCULATION OF RETIREMENT BENEFITS; AMENDING SECTIONS 19-13-104 AND 19-13-604, MCA; AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE.

[HB 34](#) – Chapter Number Assigned – AN ACT REVISING TEACHERS' RETIREMENT SYSTEM LAWS; SUSPENDING RETIREMENT BENEFITS WHEN MEMBERS RETURN TO FULL-TIME EMPLOYMENT COVERED BY THE TEACHERS' RETIREMENT SYSTEM AND PROVIDING FOR THE CALCULATION OF A SECOND BENEFIT; REQUIRING EMPLOYER CONTRIBUTIONS ON WAGES PAID TO RETIRED MEMBERS; CLARIFYING THE EFFECTIVE DATE OF RETIREMENT OF A MEMBER WHO TERMINATES WITHIN 30 DAYS OF THE END OF A SCHOOL YEAR; AMENDING SECTIONS 19-20-501, 19-20-605, 19-20-703, AND 19-20-731, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 83](#) – Died in Standing Committee – AN ACT PROVIDING AN ENHANCED RETIREMENT BENEFIT, KNOWN AS A "PROFESSIONAL RETIREMENT OPTION", FOR MEMBERS OF THE TEACHERS' RETIREMENT SYSTEM WHO CONTINUE TO TEACH AFTER REACHING NORMAL RETIREMENT ELIGIBILITY; PROVIDING A STATE CONTRIBUTION FROM THE GENERAL FUND; PROVIDING A STATUTORY APPROPRIATION; AMENDING SECTIONS 17-7-502, 19-20-801, 19-20-802, AND 19-20-804, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 87](#) – Died in Standing Committee – AN ACT INCREASING THE STATE CONTRIBUTION AND TOTAL CONTRIBUTIONS TO ACCOUNTS OF CERTAIN EMPLOYEES PARTICIPATING IN THE OPTIONAL RETIREMENT PROGRAM; AMENDING SECTION 19-21-203, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 124](#) – Died in Standing Committee – AN ACT ALLOWING FOR AN ELECTION BETWEEN THE GUARANTEED ANNUAL BENEFIT ADJUSTMENT AND OTHER ADJUSTMENTS IN RETIREMENT BENEFITS FOR CERTAIN MEMBERS OF THE FIREFIGHTERS' UNIFIED RETIREMENT SYSTEM; AMENDING SECTIONS 19-2-908 AND 19-13-1007, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

[HB 142](#) – Died in Standing Committee – AN ACT ELIMINATING THE CONTINGENT TERMINATION OF THE REQUIREMENT FOR AN ADDITIONAL EMPLOYER CONTRIBUTION TO THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND TO THE SHERIFFS' RETIREMENT SYSTEM; AMENDING SECTIONS 19-3-316, 19-3-319, 19-3-2117, 19-3-2121, 19-7-404, AND 19-21-214, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 266](#) – Died in Standing Committee – AN ACT ELIMINATING THE REQUIREMENT THAT A MEMBER OF THE MUNICIPAL POLICE OFFICERS' RETIREMENT SYSTEM MUST CONTINUE TO MAKE THE MEMBER CONTRIBUTION TO THE SYSTEM WHILE PARTICIPATING IN THE DEFERRED RETIREMENT OPTION PLAN; AMENDING SECTION 19-9-1205, MCA; AND PROVIDING AN EFFECTIVE DATE.

[HB 305](#) - Died in Standing Committee – AN ACT REVISING THE WAY IN WHICH A SCHOOL DISTRICT OR COOPERATIVE CHARGES EMPLOYER CONTRIBUTIONS FOR RETIREMENT, SOCIAL SECURITY, AND UNEMPLOYMENT INSURANCE BY ALLOWING FOR LOCAL CONTROL IN DECIDING THE FUNDING SOURCE; AND AMENDING SECTION 20-9-501, MCA.

[HB 463](#) – Died in Standing Committee – AN ACT REVISING CREDITABLE SERVICE UNDER THE TEACHERS' RETIREMENT SYSTEM FOR ACTIVE MILITARY SERVICE; PROVIDING THAT A MEMBER OF THE



TEACHERS' RETIREMENT SYSTEM MAY RECEIVE CREDITABLE SERVICE WITHOUT COST FOR THE MEMBER'S ACTIVE DUTY MILITARY SERVICE DURING CERTAIN RECENT AND CURRENT MILITARY OPERATIONS; INCREASING EMPLOYER CONTRIBUTIONS TO THE TEACHERS' RETIREMENT SYSTEM; AMENDING SECTIONS 19-20-404, 19-20-405, AND 19-20-605, MCA; AND PROVIDING AN EFFECTIVE DATE.

[SB 352](#) – Died in Standing Committee – AN ACT AUTHORIZING A CITY OR TOWN TO IMPOSE A LEVY TO KEEP A FIREFIGHTERS' RETIREMENT FUND SOUNDLY FUNDED WITHOUT A VOTE; AMENDING SECTIONS 15-10-420, 15-10-425, AND 19-18-504, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

[SB 484](#) – Failed on Third Reading – AN ACT ESTABLISHING A MINIMUM AGE AT WHICH A MEMBER NEW TO THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM DEFINED BENEFIT PLAN OR THE TEACHERS' RETIREMENT SYSTEM IS ELIGIBLE FOR SERVICE RETIREMENT BENEFITS OR EARLY RETIREMENT BENEFITS; AMENDING SECTIONS 19-3-901, 19-3-902, 19-3-906, 19-20-801, AND 19-20-802, MCA; AND PROVIDING AN EFFECTIVE DATE.

[SB 496](#) – Died in Standing Committee – AN ACT CLARIFYING THE FUNDING SOURCE OF THE INCREASED EMPLOYER'S SHARE OF THE UNIVERSITY SYSTEM OPTIONAL RETIREMENT PROGRAM; AMENDING SECTION 19-21-203, MCA; AND PROVIDING AN EFFECTIVE DATE.

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