

1                                   **PUBLIC SAFETY - NONCONTRIBUTORY**

2                                   **RETIREMENT SYSTEM OPTION**

3                                   1998 GENERAL SESSION

4                                   STATE OF UTAH

5                                   **Sponsor: Susan J. Koehn**

6 AN ACT RELATING TO PENSIONS; PROVIDING A WINDOW OF CONVERSION TO THE  
7 PUBLIC SAFETY NONCONTRIBUTORY RETIREMENT SYSTEM; AND PROVIDING  
8 AN EFFECTIVE DATE.

9 This act affects sections of Utah Code Annotated 1953 as follows:

10 AMENDS:

11           **49-4a-205**, as last amended by Chapter 277, Laws of Utah 1994

12 *Be it enacted by the Legislature of the state of Utah:*

13           Section 1. Section **49-4a-205** is amended to read:

14           **49-4a-205. Conversion to system -- Time schedule.**

15           The following laws govern conversion to the Public Safety Noncontributory Retirement  
16 System:

17           (1) For persons governed by Subsection 49-4a-203(2), the election to participate in the  
18 noncontributory system shall be made within six months of the effective date of this chapter.

19           (2) (a) For political subdivisions governed by Subsection 49-4a-203(3), the election to  
20 participate as a local government unit shall be made within six months of the effective date of this  
21 chapter. The political subdivision shall indicate whether or not it elects to participate by enacting  
22 a resolution or ordinance to that effect. Prior to the enactment of the resolution or ordinance, a  
23 hearing shall be held by the political subdivision, at which all public safety employees of the  
24 political subdivision shall be given an opportunity to be heard on the question of participating in  
25 this noncontributory retirement system. Notice of the hearing shall be mailed to all employees  
26 within 30 days of the hearing and shall contain the time, place, and purpose of the hearing.

27           (b) A person in full-time employment with a political subdivision prior to its election to

1 participate has six months from the date the political subdivision elects to participate in which to  
2 elect to become a member of the noncontributory system.

3 (3) Subsections (1) and (2) shall be used to provide a [second] time period of conversion  
4 to [~~this system beginning July 1, 1994~~] the Public Safety Noncontributory Retirement System  
5 beginning July 1, 1998, and ending December 31, 1998. A person converting to the system during  
6 this time period shall be subject to all the rights, limitations, terms, and conditions of Title 49,  
7 Chapter 4a, Public Safety Noncontributory Retirement Act.

8 Section 2. **Effective date.**

9 This act takes effect on July 1, 1998.

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**Legislative Review Note**

**as of 11-26-97 7:53 AM**

A limited legal review of this bill raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**

**Committee Note**

The Retirement Interim Committee recommended this bill.