

**Representative Brad King** proposes the following substitute bill:

**STATE RETIREMENT CONVERSION WINDOW**

2002 GENERAL SESSION

STATE OF UTAH

**Sponsor: Brad King**

**This act modifies the Utah State Retirement Act by providing a time period to apply for future conversion windows between the Public Employees' Retirement System and the Public Employees' Noncontributory Retirement System. This act takes effect on July 1, 2002.**

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

AMENDS:

**49-3-205**, as last amended by Chapter 46, Laws of Utah 1995

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

Section 1. Section **49-3-205** is amended to read:

**49-3-205. Conversion to system -- Time schedule.**

The following laws govern conversion to the Public Employees' Noncontributory Retirement System:

(1) For persons governed by Subsection 49-3-203 (2), the election to participate in the noncontributory system shall be made within six months of the effective date of this chapter.

(2) (a) For political subdivisions governed by Subsection 49-3-203 (3), the election to participate as a local government unit shall be made within six months of the effective date of this chapter. The political subdivision shall indicate whether or not it elects to participate by enacting a resolution or ordinance to that effect. Prior to the enactment of the resolution or ordinance, a hearing shall be held by the political subdivision, at which all employees of the political subdivision shall be given an opportunity to be heard on the question of participating in this noncontributory retirement system. Notice of the hearing shall be mailed to all employees within



26 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  
28 participate has six months from the date the political subdivision elects to participate in which to  
29 elect to become a member of the noncontributory system.

30 (3) Subsections (1) and (2) shall be used to provide a second time period of conversion to  
31 this system beginning July 1, 1990.

32 (4) Subsections (1) and (2) shall be used to provide a third time period of conversion to  
33 this system beginning July 1, 1995.

34 (5) (a) Subsections (1) and (2) shall be used to provide a six month time period, beginning  
35 July 1, 2002, to submit applications for conversion to this system if the Legislature approves  
36 another time period of conversion to this system.

37 (b) An application filed in accordance with Subsection (5)(a) shall remain on file with the  
38 office until the application is revoked § BY THE APPLICANT § .

39 (c) The Legislature may limit the next time period of conversion to this system to  
40 applicants who have filed in accordance with Subsection (5)(a).

41 Section 2. **Effective date.**

42 This act takes effect on July 1, 2002.