

Part 2

Membership Eligibility

49-19-201 Plan participation -- Eligibility.

- (1) A governor or legislator is eligible for service credit in this plan during their term of service in their elected position if the governor or legislator:
 - (a) entered office before July 1, 2011; or
 - (b) accrued service credit in a Tier I system or plan administered by the board before July 1, 2011.
- (2) A governor or legislator initially entering office on or after July 1, 2011, who does not have service credit accrued before July 1, 2011, in a Tier I system or plan administered by the board:
 - (a) may not participate in this system;
 - (b) is only eligible to participate in the Tier II Defined Contribution Plan established under Chapter 22, Part 4, Tier II Defined Contribution Plan; and
 - (c) is not eligible to participate in the Tier II hybrid retirement system established under Chapter 22, Part 3, Tier II Hybrid Retirement System.

Amended by Chapter 15, 2014 General Session