

1 **STATE RETIREMENT CONVERSION WINDOW**

2 2002 GENERAL SESSION

3 STATE OF UTAH

4 **Sponsor: Brad King**

5 **This act modifies the Utah State Retirement Act by providing a conversion window between**
6 **the Public Employees' Retirement System and the Public Employees' Noncontributory**
7 **Retirement System. This act takes effect on July 1, 2002.**

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

9 AMENDS:

10 **49-3-205**, as last amended by Chapter 46, Laws of Utah 1995

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

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

13 **49-3-205. Conversion to system -- Time schedule.**

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

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

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

26 (b) A person in full-time employment with a political subdivision prior to its election to
27 participate has six months from the date the political subdivision elects to participate in which to



28 elect to become a member of the noncontributory system.

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

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

33 (5) Subsections (1) and (2) shall be used to provide a fourth time period of conversion to
34 this system beginning July 1, 2002.

35 Section 2. **Effective date.**

36 This act takes effect on July 1, 2002.

Legislative Review Note

as of 1-3-02 4:10 PM

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

Office of Legislative Research and General Counsel