

**PUBLIC SAFETY RETIREES'
COST-OF-LIVING INCREASE**

2004 GENERAL SESSION

STATE OF UTAH

Sponsor: D. Chris Buttars

LONG TITLE

General Description:

This bill modifies the Utah State Retirement and Insurance Benefit Act by increasing the cost-of-living allowance of the Public Safety Retirement Systems.

Highlighted Provisions:

This bill:

- ▶ increases the cost-of-living allowance of the Public Safety Contributory Retirement System; and
- ▶ increases the cost-of-living allowance of the Public Safety Noncontributory Retirement System.

Monies Appropriated in this Bill:

None

Other Special Clauses:

This bill takes effect on July 1, 2004.

Utah Code Sections Affected:

AMENDS:

49-14-403, as renumbered and amended by Chapter 250, Laws of Utah 2002

49-15-403, as renumbered and amended by Chapter 250, Laws of Utah 2002

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

Section 1. Section **49-14-403** is amended to read:



28 **49-14-403. Annual cost-of-living adjustment.**

29 (1) The office shall make an annual cost-of-living adjustment to:

30 (a) an original allowance paid under Section 49-14-402 and Part 5, Death Benefit, of
31 this chapter if the allowance has been paid for at least one year; and

32 (b) an original payment made to an alternate payee under a domestic relations order, if
33 the payment is to be paid as a percentage of the allowance rather than a specific dollar amount.

34 (2) (a) The original allowance shall be increased by the annual increase in the
35 Consumer Price Index up to a maximum of [~~2.5%~~] 4%.

36 (b) Annual increases in the Consumer Price Index in excess of [~~2.5%~~] 4% shall be
37 accumulated and used in subsequent adjustments when the annual increase in the Consumer
38 Price Index is less than [~~2.5%~~] 4%.

39 (3) The Consumer Price Index used in calculating adjustments shall be a United States
40 Bureau of Labor Statistics Consumer Price Index average as determined by the board.

41 (4) The cost-of-living adjustment made under this section may not decrease the
42 allowance.

43 Section 2. Section **49-15-403** is amended to read:

44 **49-15-403. Annual cost-of-living adjustment.**

45 (1) The office shall make an annual cost-of-living adjustment to:

46 (a) an original allowance paid under Section 49-15-402 and Part 5, Death Benefit, of
47 this chapter if the allowance has been paid for at least one year; and

48 (b) an original payment made to an alternate payee under a domestic relations order if
49 the payment is to be paid as a percentage of the allowance rather than a specific dollar amount.

50 (2) (a) The original allowance shall be increased by the annual increase in the
51 Consumer Price Index up to a maximum of [~~2.5%~~] 4%.

52 (b) Annual increases in the Consumer Price Index in excess of [~~2.5%~~] 4% shall be
53 accumulated and used in subsequent adjustments when the annual increase in the Consumer
54 Price Index is less than [~~2.5%~~] 4%.

55 (3) The Consumer Price Index used in calculating adjustments shall be a United States
56 Bureau of Labor Statistics Consumer Price Index average as determined by the board.

57 (4) The cost-of-living adjustment made under this section may not decrease the
58 allowance.

59 Section 3. **Effective date.**
60 This bill takes effect on July 1, 2004.

Legislative Review Note
as of 11-20-03 11:42 AM

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

Office of Legislative Research and General Counsel