

## 2nd Sub. S.B. 63

# NEW PUBLIC EMPLOYEES' TIER II CONTRIBUTORY RETIREMENT ACT

HOUSE COMMITTEE AMENDMENTS

AMENDMENT 1

FEBRUARY 24, 2010 11:00 AM

Representative **Wayne A. Harper** proposes the following amendments:

1. *Page 2, Lines 32 through 44:*

- 32           ▶ provides that the retirement benefits for public employees Tier II hybrid system  
33 employees include:
- 34           • full retirement benefits after 35 years of service credit;
  - 35           • 2.5% cost-of-living adjustments on the retirement allowance;
  - 36           • a ~~{1.0%}~~ 1.5% multiplier for each year of service;
  - 37           • a 401(k) employer contribution;
  - 38           • a death benefit; and
  - 39           • a disability benefit;
- 40           ▶ provides that the participating employer shall contribute for public employees Tier  
41 II employees the percentage of the employee's compensation equal to the  
42 corresponding Tier I system amortization rate plus ~~{8%}~~ 10% ;
- 43           ▶ provides that the total public employees' Tier II contribution credited specifically on  
44 behalf of a Tier II employee is ~~{8%}~~ 10% of the employee's salary;

2. *Page 47, Lines 1436 through 1439:*

- 1436           (2) (a) A participating employer shall pay up to ~~{8%}~~ 10% of compensation toward the  
1437 certified contribution rate to the office for the defined benefit portion of this system.
- 1438           (b) A member shall pay the amount, if any, of the certified contribution rate for the  
1439 defined benefit portion of this system that exceeds ~~{8%}~~ 10% to the office.

3. *Page 48, Lines 1467 through 1471:*

- 1467           (1) (a) A participating employer shall make a nonelective contribution on behalf of  
1468 each regular full-time employee who is a member of this system in an amount equal to ~~{8%}~~ 10%  
1469 minus the contribution rate paid by the employer pursuant to Subsection 49-22-301(2)(a) of the  
1470 member's compensation to a defined contribution plan qualified under Section 401(k) of the  
1471 Internal Revenue Code which:

4. *Page 51, Lines 1546 through 1548:*

- 1546           (a) If the retiree is at least 65 years of age or has accrued at least 35 years of service  
1547 credit, the allowance is an amount equal to ~~{1.0%}~~ 1.5% of the retiree's final average salary

multiplied

1548 by the number of years of service credit accrued on and after July 1, 2011.

5. *Page 54, Lines 1660 through 1665:*

1660 49-22-401. Contributions -- Rates.

1661 (1) Up to the amount allowed by federal law, the participating employer shall

1662 contribute ~~{8%}~~ 10% of the participant's compensation to a defined contribution plan.

1663 (2) (a) The participating employer shall contribute the ~~{8%}~~ 10% nonelective contribution

1664 described in Subsection (1) to a defined contribution plan qualified under Section 401(k) of the

1665 Internal Revenue Code which: