

**MINUTES OF THE
HOUSE RETIREMENT AND INDEPENDENT ENTITIES STANDING COMMITTEE
Room W030, House Building
February 1, 2012**

Members Present: Rep. Don Ipson, Chair
Rep. Gage Froerer, Vice Chair
Rep. Brad Daw
Rep. Lynn Hemingway
Rep. Brad Last
Rep. Merlynn Newbold
Rep. Mark Wheatley

Members Absent: Rep. Susan Duckworth

Members Excused: Rep. Wayne Harper

Staff Present: Mr. Benjamin N. Christensen, Policy Analyst
Ms. Linda Error, Committee Secretary

Note: A list of visitors and a copy of handouts are filed with the committee minutes.

Rep. Ipson called the meeting to order at 8:03 a.m.

H.B. 265 Public Employee's Long-term Disability Act Amendments (Rep. B. King)

Rep. King introduced and explained the bill to the committee.

MOTION: Rep Froerer, moved to amend the bill as follows:

1. *Page 3, Line 77:*

77 (B) regardless of the existence or absence of any mental ~~{medical}~~ impairment.

The motion passed unanimously.

Spoke to the bill: Mr. Dan Anderson, Utah Retirement Systems

MOTION: Rep. Wheatley moved to pass the bill out favorably as amended. The motion passed unanimously.

Rep. Ipson relinquished the chair to Rep. Froerer.

H.B. 256 Retirement Modifications (Rep. D. Ipson)

Rep. Ipson introduced and explained the bill to the committee with the assistance of Mr. Dan Anderson, Utah Retirement Systems.

MOTION: Rep. Ipson moved to amend the bill as follows:

1. *Page 6, Line 178 through Page 7, Line 187:*

178 (28) (a) "Initially entering" means hired, appointed, or elected for the first time, in
179 current service as a member with any participating employer.

180 (b) "Initially entering" does not include a person who has any prior service credit on
181 file with the office.

182 (c) "Initially entering" includes an employee of a participating employer, except for
an
183 employee that {has been exempted} **is not eligible under a system or plan**
under this title, who:

184 (i) does not have any prior service credit on file with the office;

185 (ii) is covered by a retirement plan other than a retirement plan created under this
title;

186 and

187 (iii) moves to a position with a participating employer that is covered by this title.

2. *Page 34, Lines 1043 through 1045:*

1043 (1) A participating employer shall cover a public safety employee who initially enters
1044 employment on or after July 1, 2011, under [Title 49,] Chapter 21, Public Employees'
1045 Long-Term Disability Act {+} , **or a substantially similar long-term disability**
program {+} .

The motion passed unanimously.

MOTION: Rep. Ipson moved to amend the bill follows:

1. *Page 10, Lines 298 through 305:*

298 49-11-505. Reemployment of a retiree -- Restrictions.

299 (1) (a) For purposes of this section, "retiree":

300 (i) means a person who:

301 (A) retired from a participating employer; and

302 (B) begins reemployment on or after July 1, 2010, with a participating employer;

~~{and}~~ =

(ii) does not include a person:

(A) who was reemployed by a participating employer before July 1, 2010;

and

(B) whose participating employer that reemployed the person under

Subsection (1)(a)(ii)(A) was dissolved, consolidated, merged, or

structurally changed in accordance with Section 49-11-621 after July 1,

2010; and

303 ~~{(ii)}~~ (iii) does not include a ~~{retiree}~~ person who is reemployed
as an active senior judge appointed to

304 hear cases by the Utah Supreme Court in accordance with Article VIII, Section 4, Utah

305 Constitution.

The motion passed unanimously.

MOTION: Rep. Last moved to pass the bill out favorably as amended. The motion passed unanimously.

MOTION: Rep. Daw moved to adjourn the meeting. The motion passed unanimously.

Rep. Froerer adjourned the meeting at 8:25 a.m.

Rep. Don Ipson, Chair