

S.B. 113

POSTRETIREMENT REEMPLOYMENT REVISIONS

Senator **Jani Iwamoto** proposes the following amendments:

1. *Page 1, Lines 20 through 21:*

20 • is reemployed by a different participating employer than the participating
21 employer that employed the retiree at the time of retirement except in limited circumstances ;

2. *Page 1, Line 23:*

23 certain circumstances;

▶ requires certain member certifications on the retirement application form;

3. *Page 6, Lines 165 through 166:*

165 (c) The office shall, on or before November 30, 2024, study, evaluate, and report on the
166 actuarial costs and effectiveness of implementing the {~~educator~~} public safety service and firefighter
service retiree reemployment exception

4. *Page 7, Lines 196 through 198:*

196 (8) Notwithstanding Subsections (4)(a)(i)(B) and (5)(b)(ii), a reemployed retiree that
197 was employed by :

198 {a} the state of Utah at the time of retirement may be reemployed by the state {~~of~~
Utah} under Subsection (4) or (5) if the reemployment is with a different agency or office {~~.~~} ; or
(b) a participating employer located within a county of the fourth, fifth, or sixth class, as classified
under Section 17-50-501, may be reemployed by that participating employer under Subsection (4) or (5)
if before the retiree is reemployed:

(i) the participating employer certifies to the office, under penalty of fraud, the facts and
circumstances of rehire, including any prearrangement for reemployment before the member's
retirement date; and

(ii) the office performs a facts and circumstances review and determines there was a bona fide
termination of employment with that participating employer, including the specific finding that there
was not a prearrangement for reemployment before the member's retirement date.

5. *Page 7, Line 209 through Page 8, Line 210:*

209 under Section 49-11-1204 or 49-11-1205.

(4) The retirement application form submitted to the office shall contain the retiring member's certification, under penalty of fraud, of whether there was a prearrangement of reemployment before the retiree's retirement date with the participating employer. =

210 Section 4. Section **49-11-1207** is amended to read:

6. *Page 8, Line 230:*

230 delinquent retiree surcharge and amortization rate contributions, plus interest , under Section