
HOUSE BILL No. 1118

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-10.2-4-8.

Synopsis: Reemployment of retired TRF and PERF members. Removes the limit on the amount that a retired teachers' retirement fund (TRF) member who is reemployed in a covered position may earn each year before the member's retirement benefits stop. Provides that if a retired member of TRF or the public employees retirement fund (PERF) is reemployed in a covered position not more than 30 days after the member retired, the member's retirement benefits stop and the member must resume making contributions. (Under current law, the period is 90 days.)

Effective: July 1, 2004.

Klinker, Hinkle

January 13, 2004, read first time and referred to Committee on Ways and Means.

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Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

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HOUSE BILL No. 1118



A BILL FOR AN ACT to amend the Indiana Code concerning pensions.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 5-10.2-4-8, AS AMENDED BY P.L.246-2001,
2 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2004]: Sec. 8. (a) As used in this section, "exempt amount"
4 means, in the case of a **retired public employees' retirement fund**
5 member who has not attained the Social Security normal retirement age
6 for unreduced benefits, twenty-five thousand dollars (\$25,000),
7 computed for the calendar year in which ~~a~~ **the** retired public employees'
8 retirement fund member is reemployed. ~~and computed for the fiscal~~
9 year in which a ~~retired~~ **teachers' retirement fund** member is
10 reemployed.

11 (b) This subsection does not apply to a member who is **a retired**
12 **teachers' retirement fund member or who is** employed by the
13 department of education. If a member who is receiving retirement
14 benefits and who has not attained the Social Security normal retirement
15 age for unreduced benefits:

- 16 (1) becomes reemployed in a position covered by this article; and
- 17 (2) earns in that position more than the exempt amount;



1 **his the member's** retirement benefit payments shall stop, and the
 2 member shall begin making contributions as required in IC 5-10.2-3-2.
 3 However, employer contributions shall be made throughout the period
 4 of reemployment. The earnings limitation under this subsection does
 5 not apply to a member who has attained the Social Security normal
 6 retirement age for unreduced benefits.

7 (c) If a member who is receiving retirement benefits is reemployed
 8 in a position covered by this article not more than ~~ninety (90)~~ **thirty**
 9 **(30)** days after the member's retirement, the member's retirement
 10 benefits shall stop, the member shall begin making contributions as
 11 required by IC 5-10.2-3-2, and employer contributions shall be made
 12 throughout the period of reemployment.

13 (d) If a retired member is reemployed in a position covered by this
 14 article, section 10 of this chapter applies to the member upon the
 15 member's retirement from reemployment.

16 SECTION 2. [EFFECTIVE JULY 1, 2004] **For teachers'**
 17 **retirement fund members, IC 5-10.2-4-8(a) and IC 5-10.2-4-8(b),**
 18 **as amended by this act, apply to fiscal years that begin after June**
 19 **30, 2004.**

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