January 13, 2012

SENATE BILL No. 128

DIGEST OF SB 128 (Updated January 11, 2012 10:15 am - DI 102)

Citations Affected: IC 5-11; noncode.

Synopsis: Administration of public retirement plans. Requires the Indiana public retirement system (system) to pay the direct and indirect costs of the state board of accounts' examination of the public pension and retirement funds administered by the system. (Currently, only the teachers' retirement fund is required to pay these costs.) Urges the assignment to the pension management oversight commission the study of a reporting system for retirement plans of the state or a political subdivision not administered by the system. (Currently, these plans must report to the public employees' retirement fund (PERF) information necessary for the PERF actuary to perform an actuarial valuation of the plan.)

Effective: July 1, 2012.

Walker

January 4, 2012, read first time and referred to Committee on Pensions and Labor.
January 12, 2012, reported favorably — Do Pass.

C o p y

January 13, 2012

Second Regular Session 117th General Assembly (2012)

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 2011 Regular Session of the General Assembly.

C o p y

SENATE BILL No. 128

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

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

SECTION 1. IC 5-11-4-3.6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 3.6. As provided in section 3 of this chapter, each of the following units of state government and eligible federal projects shall bear the direct and indirect costs of its own examination from the following designated funds:

(1) Indiana department of transportation (except toll project costs and expenses), bureau of motor vehicles (including branch offices), motor fuel tax division, state police department, and traffic safety functions under IC 9-27-2 from the motor vehicle account fund.

(2) Indiana ~~state teachers'~~ **public** retirement ~~fund~~ **system** from the **public pension and retirement** funds ~~accruing to that fund.~~ **administered by the system in accordance with IC 5-10.5-6-5.**

(3) Alcohol and tobacco commission from the funds accruing to the alcoholic beverage enforcement and administration fund.

(4) Indiana department of transportation, for the costs and

expenses related to a particular toll project, from any special fund established for revenues from that project.

(5) State fair commission from the state fair fund.

(6) State colleges and universities from state appropriations. However, colleges and universities shall not be charged at a rate higher than that charged to local taxing units under section 3 of this chapter.

(7) Eligible federal grants and projects from funds provided by the federal government or as are properly chargeable to the grant or project or recoverable through an indirect cost allocation recovery approved by the federal government.

SECTION 2. [EFFECTIVE JULY 1, 2012] **(a) This SECTION does not apply to public pension or retirement funds managed and administered by the Indiana public retirement system established by IC 5-10.5-2-1.**

(b) As used in this SECTION, "commission" refers to the pension management oversight commission established by IC 2-5-12-1.

(c) As used in this SECTION, "retirement plan of the state or a political subdivision" refers to a retirement plan of the state or a political subdivision listed in IC 5-10-1.5-1.

(d) The general assembly urges the legislative council to assign the commission the task of studying the following:

(1) The system under which a retirement plan of the state or a political subdivision shall periodically report its operating and financial condition to the state and the general assembly.

(2) The information to be included in the reporting system described in subdivision (1).

(3) The entity or entities to receive and analyze the information submitted under the reporting system described in subdivision (1).

(4) The anticipated costs of administering the reporting system described in subdivision (1), including a funding mechanism to pay the system's administrative costs.

(e) If the commission is assigned the topic described in subsection (d), the commission shall issue to the legislative council a final report containing the commission's findings and recommendations, including any recommended legislation concerning the topic, in an electronic format under IC 5-14-6 not later than November 1, 2012.

(f) This SECTION expires December 31, 2012.

C o p y

COMMITTEE REPORT

Madam President: The Senate Committee on Pensions and Labor, to which was referred Senate Bill No. 128, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 128 as introduced.)

BOOTS, Chairperson

Committee Vote: Yeas 10, Nays 0.

C o p y