

SECOND REGULAR SESSION

[TRULY AGREED TO AND FINALLY PASSED]

HOUSE BILL NO. 1443

98TH GENERAL ASSEMBLY

4545H.01T

2016

AN ACT

To amend chapter 70, RSMo, by adding thereto one new section relating to the Missouri local government employees' retirement system.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 70, RSMo, is amended by adding thereto one new section, to be
2 known as section 70.621, to read as follows:

**70.621. 1. In the event a political subdivision has a plan in effect for all or part of
2 its employees similar in purpose to the Missouri local government employees' retirement
3 system, and in the further event such a political subdivision is an employer in the system,
4 at the request of the political subdivision the board of the system may, at its sole discretion,
5 enter into an agreement with such an employer whereby the system assumes all duties and
6 responsibilities of operating the employer's prior plan.**

**7 2. After making the necessary changes to the statute, city ordinance, city charter,
8 or governing documents of the employer's prior plan and upon receiving a concurring
9 resolution from the board of trustees of the prior plan after a simple majority vote of the
10 active employees of the prior plan, such employer may enter into an agreement with the
11 board of the system to operate the employer's prior plan so long as an election has been
12 made to cover new employees under section 70.630. Upon entering into such agreement,
13 the employer shall irrevocably delegate and cede all operational duties and responsibilities
14 to the system. Upon entering into such an agreement, the board of the system shall become
15 the governing board of the employer's prior plan. The employer's prior plan shall be**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 administered as a frozen prior plan by the system and shall continue to operate under its
17 existing governing documents in all other respects.

18 **3. Where an agreement authorized by this section is entered into by an employer**
19 **and the system, the employer shall continue to have sole responsibility for the full funding**
20 **of its prior plan including all related expenses. If any employer fails to make any payment**
21 **due under the prior plan, the provisions of section 70.735 shall apply.**

22 **4. The system shall formulate and adopt rules and regulations for the government**
23 **of its own proceedings relating to this section and for the administration of this section, as**
24 **the board may deem necessary.**

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