

HB123 INTRODUCED



1 HB123
2 69JH3ZZ-1
3 By Representative Hill
4 RFD: Ways and Means Education
5 First Read: 06-Feb-24



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SYNOPSIS:

This bill would reopen the Teachers' Retirement System to allow an active, vested, and contributing member to purchase credit in the system for prior service rendered to the St. Clair County DAY Program, Incorporated.

A BILL
TO BE ENTITLED
AN ACT

To reopen the Teachers' Retirement System to permit purchase of credit in the system for prior service rendered to the St. Clair County DAY Program, Incorporated.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) The governing body of the St. Clair County DAY Program, Incorporated, by resolution legally adopted to conform to the rules prescribed by the Board of Control of the Teachers' Retirement System, may elect to have its executive officers and full-time employees, from whatever source and in whatever manner paid, become eligible to participate in the Teachers' Retirement System of Alabama, subject to all rules, regulations, and conditions thereof.

(b) After the governing body of the St. Clair County



HB123 INTRODUCED

29 DAY Program, Incorporated, has made an election through a
30 resolution as provided in subsection (a), its employees and
31 executive officers may participate in and be entitled to all
32 benefits of the Teachers' Retirement System of Alabama;
33 provided, that where contributions are made from salaries paid
34 by the St. Clair County DAY Program, Incorporated, the St.
35 Clair County DAY Program, Incorporated, shall pay the employer
36 cost, calculated as a percentage of the salaries of those
37 employees, to be contributed as employer contributions in
38 accordance with Section 16-25-21, Code of Alabama 1975. The
39 amount shall be paid monthly and at the same time as the
40 members' contributions are made to the Teachers' Retirement
41 System.

42 (c) The governing body of the St. Clair County DAY
43 Program, Incorporated, may provide in its resolution to the
44 Teachers' Retirement System's Board of Control that all
45 service rendered by an eligible employee or executive officer
46 to the program, previous to the effective date of the
47 program's election to come under the Teachers' Retirement
48 System, shall be creditable service to the employee or
49 executive officer; provided, that any provision shall apply
50 only to those employees and officers who were in the active
51 service of the program on the effective date of the program's
52 election to be covered under the Teachers' Retirement System;
53 and provided further, that the resolution also states that the
54 St. Clair County DAY Program, Incorporated, shall assume and
55 pay, as required, all costs necessary to fund the crediting of
56 the previous service, the costs to be determined by the



HB123 INTRODUCED

57 actuary employed by the Teachers' Retirement System Board of
58 Control. All benefits that accrue and are payable to any
59 beneficiary hereunder shall be limited to, and shall not
60 exceed, the amount paid in by the beneficiary and the employer
61 plus his or her portion of the interest earned and the
62 enhancement of his or her monies by investing them, less cost
63 of administration, at no cost to the State of Alabama.

64 Section 2. This act shall become effective on the June
65 1, 2024.