



February 23, 2007

## SENATE BILL No. 556

DIGEST OF SB 556 (Updated February 22, 2007 10:24 am - DI 113)

**Citations Affected:** IC 33-38; noncode.

**Synopsis:** Judges' pensions. Provides for a 2% increase of the monthly benefits paid to participants, survivors, and beneficiaries from the judges' 1985 retirement system after December 31, 2007. Provides for a 2% increase of the monthly benefits paid to participants, survivors, and beneficiaries from the judges' 1985 retirement system after December 31, 2008. Directs the pension management oversight commission: (1) to study the issue of implementing a judges' defined contribution plan; (2) to study inequities between the 1977 judges' retirement system and the 1985 judges' retirement system; and (3) to identify ways that benefits provided by the 1977 judges' retirement system and the benefits provided by the 1985 judges' retirement system may be aligned.

**Effective:** Upon passage; July 1, 2007.

**Kruse, Ford, Broden**

January 23, 2007, read first time and referred to Committee on Pensions and Labor.  
February 15, 2007, amended, reported favorably — Do Pass; reassigned to Committee on Appropriations.  
February 22, 2007, amended, reported favorably — Do Pass.

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SB 556—LS 7820/DI 102+



February 23, 2007

First Regular Session 115th General Assembly (2007)

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 2006 Regular Session of the General Assembly.

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## SENATE BILL No. 556

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A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

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

1 SECTION 1. IC 33-38-8-24 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2007]: **Sec. 24. (a) This subsection applies to participants,**  
4 **survivors, and beneficiaries receiving benefits as of December 31,**  
5 **2007. The amount of the monthly benefit received by a participant,**  
6 **survivor, or beneficiary as of December 31, 2007, shall be increased**  
7 **by two percent (2%). The increase under this subsection applies to**  
8 **monthly benefits paid after December 31, 2007.**

9 (b) This subsection applies to participants, survivors, and  
10 beneficiaries receiving benefits as of December 31, 2008. The  
11 amount of the monthly benefit received by a participant, survivor,  
12 or beneficiary as of December 31, 2008, shall be increased by two  
13 percent (2%). The increase under this subsection applies to  
14 monthly benefits paid after December 31, 2008.

15 SECTION 2. [EFFECTIVE UPON PASSAGE] (a) The pension  
16 management oversight commission established by IC 2-5-12-1 shall

SB 556—LS 7820/DI 102+



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do the following:

(1) Study the issue of implementing a judges' defined contribution fund.

(2) Study any inequities that exist between the benefits provided by the 1977 judges' retirement system and the benefits provided by the 1985 judges' retirement system.

(3) Identify the ways in which the benefits provided by the 1977 judges' retirement system and the benefits provided by the 1985 judges' retirement system may be aligned.

(b) As part of the study under subsection (a)(1), the pension management oversight commission shall consider possible employer contribution rates by the state to a judges' defined contribution fund. The study must include a review of employer contribution rates for a judges' defined contribution fund that are consistent with employer contributions made by the state to other public pension plans.

(c) The commission shall operate under the policies governing study committees adopted by the legislative council and shall issue a final report before November 1, 2007, concerning the issues studied under this SECTION.

(d) This SECTION expires June 30, 2008.

SECTION 3. An emergency is declared for this act.

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## SENATE MOTION

Madam President: I move that Senator Ford be added as second author and Senator Broden be added as third author of Senate Bill 556.

KRUSE

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 COMMITTEE REPORT

Madam President: The Senate Committee on Pensions and Labor, to which was referred Senate Bill No. 556, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- Page 1, delete lines 1 through 15.
- Page 2, delete lines 1 through 8.
- Page 2, delete lines 16 through 42.
- Delete pages 3 through 17.
- Page 18, delete lines 1 through 11.
- Page 18, line 17, delete "or full-time magistrate".
- Page 19, line 8, delete "judge or full-time magistrate," and insert **"judge,"**.
- Page 21, line 42, delete "judge or" and insert **"judge."**
- Page 22, line 1, delete "full-time magistrate."
- Page 22, line 16, delete "either".
- Page 22, line 16, delete "judge or full-time" and insert **"judge."**
- Page 22, delete line 17.
- Page 22, line 22, delete "judge or full-time" and insert **"judge."**
- Page 22, delete line 23.
- Page 24, line 7, delete "either".
- Page 24, line 8, delete "or a full-time magistrate".
- Page 24, line 24, delete "judge or full-time magistrate;" and insert **"judge;"**.
- Page 24, line 25, delete "or full-time magistrate".
- Page 25, line 17, delete "or full-time magistrate".
- Page 26, delete lines 19 through 40.

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Renumber all SECTIONS consecutively.

and when so amended that said bill be reassigned to the Senate Committee on Appropriations.

(Reference is to SB 556 as introduced.)

KRUSE, Chairperson

Committee Vote: Yeas 9, Nays 1.

COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill No. 556, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

Page 1, delete lines 1 through 15, begin a new paragraph and insert:

"SECTION 1. IC 33-38-8-24 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 24. (a) This subsection applies to participants, survivors, and beneficiaries receiving benefits as of December 31, 2007. The amount of the monthly benefit received by a participant, survivor, or beneficiary as of December 31, 2007, shall be increased by two percent (2%). The increase under this subsection applies to monthly benefits paid after December 31, 2007.**

**(b) This subsection applies to participants, survivors, and beneficiaries receiving benefits as of December 31, 2008. The amount of the monthly benefit received by a participant, survivor, or beneficiary as of December 31, 2008, shall be increased by two percent (2%). The increase under this subsection applies to monthly benefits paid after December 31, 2008.**

SECTION 2. [EFFECTIVE UPON PASSAGE] **(a) The pension management oversight commission established by IC 2-5-12-1 shall do the following:**

- (1) Study the issue of implementing a judges' defined contribution fund.**
- (2) Study any inequities that exist between the benefits provided by the 1977 judges' retirement system and the benefits provided by the 1985 judges' retirement system.**

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**(3) Identify the ways in which the benefits provided by the 1977 judges' retirement system and the benefits provided by the 1985 judges' retirement system may be aligned.**

**(b) As part of the study under subsection (a)(1), the pension management oversight commission shall consider possible employer contribution rates by the state to a judges' defined contribution fund. The study must include a review of employer contribution rates for a judges' defined contribution fund that are consistent with employer contributions made by the state to other public pension plans.**

**(c) The commission shall operate under the policies governing study committees adopted by the legislative council and shall issue a final report before November 1, 2007, concerning the issues studied under this SECTION.**

**(d) This SECTION expires June 30, 2008.**

**SECTION 3. An emergency is declared for this act."**

Delete pages 2 through 9.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 556 as printed February 16, 2007.)

MEEKS, Chairperson

Committee Vote: Yeas 8, Nays 0.

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