

BILL ANALYSIS

Senate Research Center
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H.B. 3773
By: Greenberg (Barrientos)
Intergovernmental Relations
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Engrossed

DIGEST

Under current law, an eleven-member board of trustees governs the Austin Police Retirement System. The law also provides that military service can be used in factoring eligibility for deferred retirement. H.B. 3773 would establish provisions regarding credit in and benefits and administration of retirement systems for police officers in certain municipalities.

PURPOSE

As proposed, H.B. 3773 establishes provisions regarding credit in and benefits and administration of retirement systems for police officers in certain municipalities.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 3.02, Article 6243n-1, V.T.C.S., to set forth requirements and conditions regarding the police retirement board (board) which shall be composed of 11 members, including five, rather than four, elected police officer members; one, rather than three, legally qualified voter of the city; two retired members; and eight other specified members. Sets forth provisions regarding the term lengths of the five police officer members. Requires a vacancy occurring by the death, resignation, or removal of the member appointed under Subsection (a)(5) to be filled by appointment by the remaining members of the police retirement board. Deletes text regarding successors in the event of a seat vacancy. Makes conforming and nonsubstantive changes.

SECTION 2. Amends Section 3.03, Article 6243n-1, V.T.C.S., as follows:

Sec. 3.03. New heading: POLICE OFFICER AND RETIRED MEMBERS OF BOARD. Sets forth requirements and conditions regarding the retired members of the board. Deletes text regarding conditions related to the election of the board.

SECTION 3. Amends Section 5.02, Article 6243n-1, V.T.C.S., by adding Subsection (c), to prohibit a member from receiving credit for military service for which the person is receiving or is eligible to receive federal retirement payments based on 20 years or more of active military service or its equivalent by the member or for which the member has received credit in any other public retirement system or program established under the laws of this state.

SECTION 4. Amends Section 5.04(a), Article 6243n-1, V.T.C.S., to delete text regarding irrevocable authorization.

SECTION 5. Amends Sections 6.07(a) and (b), Article 6243n-1, V.T.C.S., to provide that the retroactive deferred retirement option plan (RETRO DROP) is an option at the time of retirement, subject to certain conditions, for a member eligible for service retirement based on 25 years of creditable service, excluding any military service. Makes conforming changes.

SECTION 6. Makes application of this Act prospective.

SECTION 7. Effective date: September 1, 1999.

SECTION 8. Emergency clause.