



Reprinted
January 27, 2015

HOUSE BILL No. 1466

DIGEST OF HB 1466 (Updated January 26, 2015 3:29 pm - DI 113)

Citations Affected: IC 5-10.2; IC 5-10.3; IC 21-38.

Synopsis: Winding up plan participation. Provides that an employer that is eligible but not required to participate in the public employees' retirement fund (PERF) must pay the employer's share of the unfunded liability attributable to the employer's current and former employees if the employer withdraws from PERF or otherwise phases out its participation in PERF.

Effective: Upon passage.

Carbaugh, Burton, Forestal

January 14, 2015, read first time and referred to Committee on Employment, Labor and Pensions.
January 22, 2015, amended, reported — Do Pass.
January 26, 2015, read second time, amended, ordered engrossed.

HB 1466—LS 7462/DI 113



Reprinted
January 27, 2015

First Regular Session of the 119th General Assembly (2015)

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 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

HOUSE BILL No. 1466

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

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

1 SECTION 1. IC 5-10.2-1-4.3 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE UPON PASSAGE]: **Sec. 4.3. As used in this article,**
4 **"miscellaneous participating entity" means an entity that**
5 **participates in the public employees' retirement fund, except:**
6 **(1) the executive (including the administrative), legislative, or**
7 **judicial branches of the state; or**
8 **(2) a political subdivision (as defined in IC 5-10.3-1-6).**
9 SECTION 2. IC 5-10.2-2-20 IS ADDED TO THE INDIANA CODE
10 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE
11 UPON PASSAGE]: **Sec. 20. (a) As used in this section,**
12 **"withdrawing participating entity" means a miscellaneous**
13 **participating entity that takes an action described in subsection (b).**
14 **(b) Subject to the provisions of this section, a miscellaneous**
15 **participating entity may do the following:**

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- 1 **(1) Stop its participation in the fund and withdraw all of the**
2 **miscellaneous participating entity's employees from**
3 **participation in the fund.**
- 4 **(2) Withdraw a departmental, an occupational, or other**
5 **definable classification of employees from participation in the**
6 **fund.**
- 7 **(3) Stop the miscellaneous participating entity's participation**
8 **in the fund by:**
- 9 **(A) selling all of the miscellaneous participating entity's**
10 **assets; or**
- 11 **(B) ceasing to exist.**
- 12 **(c) The withdrawal of a miscellaneous participating entity's**
13 **participation in the fund is effective on a termination date**
14 **established by the board. The termination date may not occur**
15 **before all the following have occurred:**
- 16 **(1) The withdrawing participating entity has provided written**
17 **notice of the following to the board:**
- 18 **(A) The withdrawing participating entity's intent to cease**
19 **participation.**
- 20 **(B) The names of the withdrawing participating entity's**
21 **current employees and former employees as of the date on**
22 **which the notice is provided.**
- 23 **(2) The expiration of:**
- 24 **(A) a ninety (90) day period following the filing of the**
25 **notice with the board, for a withdrawing participating**
26 **entity that sells all of the withdrawing participating**
27 **entity's assets or that ceases to exist; or**
- 28 **(B) a two (2) year period following the filing of the notice**
29 **with the board, for all other withdrawing participating**
30 **entities.**
- 31 **(3) The withdrawing participating entity takes all actions**
32 **required in subsections (d) through (g).**
- 33 **(d) With respect to retired members who have creditable service**
34 **with the withdrawing participating entity, the withdrawing**
35 **participating entity must contribute to the fund any additional**
36 **amounts that the board determines are necessary to provide for**
37 **reserves with sufficient assets to pay all future benefits from the**
38 **fund to those retired members attributable to service with the**
39 **withdrawing participating entity. The contribution by the**
40 **withdrawing participating entity must be made in a lump sum or**
41 **in a series of payments over a term that does not exceed thirty (30)**
42 **years.**



1 (e) A member who is an employee of the miscellaneous
 2 participating entity as of the date of the notice under subsection (c)
 3 is vested in the pension portion of the member's retirement benefit.
 4 The withdrawing participating entity must contribute to the fund
 5 the amount the board determines is necessary to fund fully the
 6 vested benefit attributable to service with the withdrawing
 7 participating entity. The contribution by the withdrawing
 8 participating entity must be made in a lump sum or in a series of
 9 payments over a term that does not exceed thirty (30) years.

10 (f) A member who is covered by subsection (e) and who is at
 11 least sixty-five (65) years of age may elect to retire under
 12 IC 5-10.2-4-1 even if the member has fewer than ten (10) years of
 13 service. The benefit for the member shall be computed under
 14 IC 5-10.2-4-4 using the member's actual years of service.

15 (g) With respect to members of the fund who have creditable
 16 service with the withdrawing participating entity and who are not
 17 employees as of the date of the notice under subsection (c), the
 18 withdrawing participating entity must contribute the amount that
 19 the board determines is necessary to fund fully the service for those
 20 members that is attributable to service with the withdrawing
 21 participating entity. The contribution by the withdrawing
 22 participating entity must be made in a lump sum or in a series of
 23 payments over a term that does not exceed thirty (30) years.

24 SECTION 3. IC 5-10.2-2-21 IS ADDED TO THE INDIANA CODE
 25 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
 26 UPON PASSAGE]: Sec. 21. (a) This section applies to a
 27 miscellaneous participating entity that takes any of the following
 28 actions on or after December 31, 2010:

- 29 (1) The miscellaneous participating entity determines a date:
 30 (A) before which newly hired employees of a departmental,
 31 occupational, or other definable classification of employees
 32 is required or allowed to participate in the fund; and
 33 (B) on or after which newly hired employees of the
 34 departmental, occupational, or other definable
 35 classification of employees is not allowed to participate in
 36 the fund.
 37 (2) The miscellaneous participating entity determines a date:
 38 (A) before which newly hired employees of a departmental,
 39 occupational, or other definable classification of employees
 40 is required to participate in the fund; and
 41 (B) on or after which newly hired employees of the
 42 departmental, occupational, or other definable



- 1 classification of employees is allowed to choose to
 2 participate in a retirement plan other than the fund.
- 3 (3) The miscellaneous participating entity modifies its
 4 employee classification scheme as of a specified date in such
 5 a way that there is at least one (1) position that:
- 6 (A) is covered by the fund before the specified date; and
 7 (B) is not covered by the fund after the specified date.
- 8 (b) The following definitions apply throughout this section:
- 9 (1) "Freeze" or "freeze participation in the fund" means to
 10 take an action described in subsection (a).
 11 (2) "Freezing participating entity" means a miscellaneous
 12 participating entity that freezes its participation in the fund.
- 13 (c) A miscellaneous participating entity that freezes its
 14 participation in the fund after December 31, 2010, shall do the
 15 following:
- 16 (1) Provide written notice of the following to the board:
- 17 (A) The action that was taken under subsection (a) by the
 18 freezing participating entity.
 19 (B) The effective date of the action taken under subsection
 20 (a).
 21 (C) The employee classifications that:
 22 (i) are covered by the fund before the effective date of
 23 the freeze; and
 24 (ii) will not be covered by the fund on or after the
 25 effective date of the freeze.
 26 (D) The names of the freezing participating entity's current
 27 employees and former employees as of the date on which
 28 the notice is provided.
- 29 (2) Comply with subsections (d) through (f).
- 30 (d) With respect to retired members who have creditable service
 31 with the freezing participating entity, the freezing participating
 32 entity shall contribute to the fund any additional amounts that the
 33 board determines are necessary to provide for reserves with
 34 sufficient assets to pay all future benefits from the fund to those
 35 retired members attributable to service with the freezing
 36 participating entity. The board shall collaborate with the freezing
 37 participating entity by sharing the actuarial method and report.
 38 The contribution by the freezing participating entity must be made
 39 in a lump sum or in a series of payments over a term that does not
 40 exceed thirty (30) years.
- 41 (e) With respect to members of the fund who have creditable
 42 service with the freezing participating entity and who are not



1 employees as of the effective date on which the miscellaneous
 2 participating entity freezes its participation in the fund, the
 3 freezing participating entity shall contribute the amount that the
 4 board determines is necessary to fund fully the service for those
 5 members that is attributable to service with the freezing
 6 participating entity. The contribution by the freezing participating
 7 entity must be made in a lump sum or in a series of payments over
 8 a term that does not exceed thirty (30) years.

9 (f) With respect to members of the fund who are employees of
 10 the freezing participating entity on the date of the notice under
 11 subsection (c) the freezing participating entity shall continue to
 12 contribute the amounts required under section 11 of this chapter
 13 for those employees for the duration of their employment with the
 14 freezing participating entity. In addition, the freezing participating
 15 entity shall contribute to the fund the amount the board determines
 16 is necessary to fund fully the benefits attributable to service with
 17 the freezing participating entity that are vested or will become
 18 vested and are not expected to be fully funded through the
 19 continuing contributions under section 11 of this chapter during
 20 the duration of the members' employment with the freezing
 21 participating entity. The contribution by the freezing participating
 22 entity must be made in a lump sum or in a series of payments.

23 (g) The Indiana public retirement system may do any of the
 24 following to determine a miscellaneous participating entity's
 25 compliance with this section:

26 (1) Require reports from the miscellaneous participating
 27 entity.

28 (2) Audit the miscellaneous participating entity.

29 SECTION 4. IC 5-10.3-6-8 IS AMENDED TO READ AS
 30 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. (a) As used in
 31 this section, "withdrawing political subdivision" means a political
 32 subdivision that takes an action described in subsection (b).

33 (b) Subject to the provisions of this section, a political subdivision
 34 may do the following:

35 (1) Stop its participation in the fund and withdraw all of the
 36 political subdivision's employees from participation in the fund.

37 (2) Withdraw a departmental, an occupational, or other definable
 38 classification of employees from participation in the fund.

39 (3) Stop the political subdivision's participation in the fund by:

40 (A) selling all of the political subdivision's assets; or

41 (B) ceasing to exist as a political subdivision.

42 (c) The withdrawal of a political subdivision's participation in the



1 fund is effective on a termination date established by the board. The
 2 termination date may not occur before all of the following have
 3 occurred:

4 (1) The withdrawing political subdivision has provided written
 5 notice of the following to the board:

6 (A) The withdrawing political subdivision's intent to cease
 7 participation.

8 (B) The names of the withdrawing political subdivision's
 9 current employees and former employees as of the date on
 10 which the notice is provided.

11 (2) The expiration of:

12 (A) a ninety (90) day period following the filing of the notice
 13 with the board, for a withdrawing political subdivision that
 14 sells all of the withdrawing political subdivision's assets or that
 15 ceases to exist as a political subdivision; or

16 (B) a two (2) year period following the filing of the notice with
 17 the board, for all other withdrawing political subdivisions.

18 (3) The withdrawing political subdivision takes all actions
 19 required in subsections (d) through ~~(h)~~: **(g)**.

20 (d) With respect to retired members who have creditable service
 21 with the withdrawing political subdivision, the withdrawing political
 22 subdivision must contribute to the fund any additional amounts that the
 23 board determines are necessary to provide for reserves with sufficient
 24 assets to pay all future benefits from the fund to those retired members
 25 **attributable to service with the withdrawing political subdivision.**
 26 The contribution by the withdrawing political subdivision must be
 27 made in a lump sum or in a series of payments **over a term** determined
 28 by the board **that does not exceed thirty (30) years.**

29 (e) A member who is an employee of the political subdivision as of
 30 the date of the notice under subsection (c) is vested in the pension
 31 portion of the member's retirement benefit. The withdrawing political
 32 subdivision must contribute to the fund the amount the board
 33 determines is necessary to fund fully the vested benefit **attributable to**
 34 **service with the withdrawing political subdivision.** The contribution
 35 by the withdrawing political subdivision must be made in a lump sum
 36 or in a series of payments **over a term** determined by the board **that**
 37 **does not exceed thirty (30) years.**

38 (f) A member who is covered by subsection (e) and who is at least
 39 sixty-five (65) years of age may elect to retire under IC 5-10.2-4-1 even
 40 if the member has fewer than ten (10) years of service. The benefit for
 41 the member shall be computed under IC 5-10.2-4-4 using the member's
 42 actual years of service.



1 (g) With respect to members of the fund who have creditable service
 2 with the withdrawing political subdivision and who are not employees
 3 as of the date of the notice under subsection (c), the withdrawing
 4 political subdivision must contribute the amount that the board
 5 determines is necessary to fund fully the service for those members that
 6 is attributable to service with the withdrawing political subdivision.
 7 The contribution by the withdrawing political subdivision must be
 8 made in a lump sum or in a series of payments **over a term** determined
 9 by the board **that does not exceed thirty (30) years.**

10 (h) ~~The board shall evaluate each withdrawal under this section to~~
 11 ~~determine if the withdrawal affects the fund's compliance with Section~~
 12 ~~401(a)(4) of the Internal Revenue Code of 1954, as in effect on~~
 13 ~~September 1, 1974. The board may deny a political subdivision~~
 14 ~~permission to withdraw if the denial is necessary to achieve compliance~~
 15 ~~with Section 401(a)(4) of the Internal Revenue Code of 1954, as in~~
 16 ~~effect on September 1, 1974.~~

17 SECTION 5. IC 5-10.3-6-8.2 IS ADDED TO THE INDIANA
 18 CODE AS A NEW SECTION TO READ AS FOLLOWS
 19 [EFFECTIVE UPON PASSAGE]: **Sec. 8.2. (a) The following**
 20 **definitions apply throughout this section:**

21 (1) "Freeze" or "freeze participation in the fund" means to
 22 take an action described under subsection (b).

23 (2) "Freezing political subdivision" means a political
 24 subdivision that freezes its participation in the fund.

25 (b) Subject to the provisions of this section, a political
 26 subdivision may do the following:

27 (1) Determine a date:

28 (A) before which newly hired employees of a departmental,
 29 occupational, or other definable classification of employees
 30 is eligible to participate in the fund; and

31 (B) on or after which newly hired employees of the
 32 departmental, occupational, or other definable
 33 classification of employees is not eligible to participate in
 34 the fund.

35 (2) Determine a date:

36 (A) before which newly hired employees of a departmental,
 37 occupational, or other definable classification of employees
 38 is required to participate in the fund; and

39 (B) on or after which newly hired employees of the
 40 departmental, occupational, or other definable
 41 classification of employees is allowed to choose whether to
 42 participate in a retirement benefit system other than the



- 1 **fund.**
- 2 **(3) Modify the political subdivision's employee classification**
- 3 **scheme as of a specified date in such a way that there is at**
- 4 **least one (1) position that:**
- 5 **(A) is covered by the fund before the specified date; and**
- 6 **(B) is not covered by the fund on or after the specified date.**
- 7 **(c) A political subdivision that freezes its participation in the**
- 8 **fund after December 31, 2010, shall do the following:**
- 9 **(1) Provide written notice of the following to the board:**
- 10 **(A) The action that was taken under subsection (b) by the**
- 11 **freezing political subdivision.**
- 12 **(B) The effective date of the action taken under subsection**
- 13 **(b).**
- 14 **(C) The employee classifications that:**
- 15 **(i) are covered by the fund before the effective date of**
- 16 **the freeze; and**
- 17 **(ii) will not be covered by the fund on or after the**
- 18 **effective date of the freeze.**
- 19 **(D) The names of the freezing political subdivision's**
- 20 **current employees and former employees as of the date on**
- 21 **which the notice is provided; and**
- 22 **(2) Comply with subsections (d) through (f).**
- 23 **(d) With respect to retired members who have creditable service**
- 24 **with the freezing political subdivision, the freezing political**
- 25 **subdivision shall contribute to the fund any additional amounts**
- 26 **that the board determines are necessary to provide for reserves**
- 27 **with sufficient assets to pay all future benefits from the fund to**
- 28 **those retired members attributable to service with the freezing**
- 29 **political subdivision. The board shall collaborate with the freezing**
- 30 **political subdivision by sharing the actuarial method and report.**
- 31 **The contribution by the freezing political subdivision must be made**
- 32 **in a lump sum or in a series of payments over a term that does not**
- 33 **exceed thirty (30) years.**
- 34 **(e) With respect to members of the fund who have creditable**
- 35 **service with the freezing political subdivision and who are not**
- 36 **employees as of the effective date on which the political subdivision**
- 37 **freezes its participation in the fund, the freezing political**
- 38 **subdivision shall contribute the amount that the board determines**
- 39 **is necessary to fund fully the service for those members that is**
- 40 **attributable to service with the freezing political subdivision. The**
- 41 **contribution by the freezing political subdivision must be made in**
- 42 **a lump sum or in a series of payments over a term that does not**



1 exceed thirty (30) years.

2 (f) With respect to members of the fund who are employees of
 3 the freezing political subdivision as of the date of the notice under
 4 subsection (c) the freezing political subdivision shall continue to
 5 contribute the amounts required under IC 5-10.2-2-11 for those
 6 employees for the duration of their employment with the freezing
 7 political subdivision. In addition, the freezing political subdivision
 8 shall contribute to the fund the amount the board determines is
 9 necessary to fund fully the benefits attributable to service with the
 10 freezing political subdivision that are vested or will become vested
 11 and are not anticipated to be fully funded through the continuing
 12 contributions under IC 5-10.2-2-11 during the duration of the
 13 members' employment with the freezing political subdivision. The
 14 contribution by the freezing participating entity must be made in a
 15 lump sum or in a series of payments.

16 (g) The Indiana public retirement system may do any of the
 17 following to determine a political subdivision's compliance with
 18 this section:

19 (1) Require reports from the political subdivision.

20 (2) Audit the political subdivision.

21 SECTION 6. IC 21-38-3-3, AS AMENDED BY P.L.3-2008,
 22 SECTION 146, IS AMENDED TO READ AS FOLLOWS
 23 [EFFECTIVE UPON PASSAGE]: Sec. 3. The board of trustees of Ball
 24 State University may define the duties and provide compensation for
 25 faculty and staff of the university. **Subject to IC 5-10.2-2-20 and**
 26 **IC 5-10.2-2-21**, the authority of the board under this section includes
 27 the authority to establish fringe benefit programs, including retirement
 28 benefits, that may be supplemental to, or instead of, state retirement
 29 programs for teachers or other public employees as authorized by law.

30 SECTION 7. IC 21-38-3-4, AS ADDED BY P.L.2-2007, SECTION
 31 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON
 32 PASSAGE]: Sec. 4. The board of trustees of Indiana University may:

33 (1) elect a president, the professors, and other officers for Indiana
 34 University as necessary and prescribe the duties and salaries of
 35 those positions;

36 (2) employ other persons as necessary; and

37 (3) **subject to IC 5-10.2-2-20 and IC 5-10.2-2-21**, establish
 38 programs of fringe benefits and retirement benefits for Indiana
 39 University's officers, faculty, and other employees that may be
 40 supplemental to, or instead of, state retirement programs
 41 established by statute for public employees.

42 SECTION 8. IC 21-38-3-5, AS ADDED BY P.L.2-2007, SECTION



1 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON
 2 PASSAGE]: Sec. 5. The board of trustees of Indiana State University
 3 may prescribe the duties and provide the compensation, including
 4 retirement and other benefits, of the faculty, administration, and
 5 employees of Indiana State University. **The authorization under this**
 6 **section to provide retirement benefits to the faculty,**
 7 **administration, and employees of Indiana State University is**
 8 **subject to IC 5-10.2-2-20 and IC 5-10.2-2-21.**

9 SECTION 9. IC 21-38-3-7, AS ADDED BY P.L.169-2007,
 10 SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 UPON PASSAGE]: Sec. 7. The board of trustees of Ivy Tech
 12 Community College may do the following:

- 13 (1) Develop a statewide salary structure and classification system,
 14 including provisions for employee group insurance, employee
 15 benefits, and personnel policies.
- 16 (2) Employ the chief administrator of each region.
- 17 (3) Authorize the chief administrator of a region to employ the
 18 necessary personnel for the region, determine qualifications for
 19 positions, and fix compensation for positions in accordance with
 20 statewide policies established under subdivision (1).

21 **The authorizations under this section to provide for employee**
 22 **benefits and compensation are subject to IC 5-10.2-2-20 and**
 23 **IC 5-10.2-2-21.**

24 SECTION 10. IC 21-38-3-8, AS ADDED BY P.L.2-2007,
 25 SECTION 279, IS AMENDED TO READ AS FOLLOWS
 26 [EFFECTIVE UPON PASSAGE]: Sec. 8. The board of trustees of
 27 Purdue University may elect all professors and teachers, removable at
 28 the board's pleasure; fix and regulate compensations, including
 29 programs of fringe benefits and retirement benefits that may be
 30 supplemental to or in lieu of state retirement programs established by
 31 statute for public employees. **The authorization to provide**
 32 **retirement benefits under this section is subject to IC 5-10.2-2-20**
 33 **and IC 5-10.2-2-21.**

34 SECTION 11. IC 21-38-3-9, AS ADDED BY P.L.2-2007,
 35 SECTION 279, IS AMENDED TO READ AS FOLLOWS
 36 [EFFECTIVE UPON PASSAGE]: Sec. 9. The University of Southern
 37 Indiana may employ a faculty and staff for the university, define the
 38 duties of the faculty and staff, and provide compensation for the faculty
 39 and staff, including a program of fringe benefits and a program of
 40 retirement benefits that may supplement or supersede the state
 41 retirement programs established by statute for teachers or other public
 42 employees. **The authorization to provide retirement benefits under**



1 **this section is subject to IC 5-10.2-2-20 and IC 5-10.2-2-21.**
2 SECTION 12. IC 21-38-3-11, AS ADDED BY P.L.2-2007,
3 SECTION 279, IS AMENDED TO READ AS FOLLOWS
4 [EFFECTIVE UPON PASSAGE]: Sec. 11. The board of trustees of
5 Vincennes University may elect and appoint persons of suitable
6 learning and talents to be president and professors of Vincennes
7 University and, **subject to IC 5-10.2-2-20 and IC 5-10.2-2-21**, agree
8 with them for their salaries and emoluments. The board of trustees shall
9 appoint a president to preside over and govern Vincennes University.
10 SECTION 13. IC 21-38-7-3, AS ADDED BY P.L.2-2007,
11 SECTION 279, IS AMENDED TO READ AS FOLLOWS
12 [EFFECTIVE UPON PASSAGE]: Sec. 3. **Subject to IC 5-10.2-2-20**
13 **and IC 5-10.2-2-21**, a state educational institution may establish a
14 retirement benefit system for the employees of the state educational
15 institution.
16 SECTION 14. **An emergency is declared for this act.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Employment, Labor and Pensions, to which was referred House Bill 1466, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 5, delete lines 22 through 33.

Page 9, delete lines 15 through 26.

Re-number all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1466 as introduced.)

GUTWEIN

Committee Vote: yeas 10, nays 0.

 HOUSE MOTION

Mr. Speaker: I move that House Bill 1466 be amended to read as follows:

Page 2, line 38, delete "members." and insert "**members attributable to service with the withdrawing participating entity.**".

Page 2, line 40, delete "determined by the board".

Page 3, line 5, delete "benefit." insert "**benefit attributable to service with the withdrawing participating entity.**".

Page 3, line 7, delete "determined by the board".

Page 3, line 22, delete "determined by the board".

Page 3, line 30, after "which" insert "**newly hired employees of**".

Page 3, line 33, after "which" insert "**newly hired employees of**".

Page 3, line 37, after "which" insert "**newly hired employees of**".

Page 3, line 40, after "which" insert "**newly hired employees of**".

Page 4, line 34, delete "members." and insert "**members attributable to service with the freezing participating entity. The board shall collaborate with the freezing participating entity by sharing the actuarial method and report.**".

Page 4, line 36, delete "determined by the board".

Page 5, line 5, delete "determined by the board".

Page 5, line 7, delete ":".

Page 5, line 8, delete "(1)".

Page 5, line 9, delete "; or".

Page 5, delete lines 10 through 11.

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Page 5, run in lines 7 through 12.

Page 5, line 15, after "entity." insert **"In addition, the freezing participating entity shall contribute to the fund the amount the board determines is necessary to fund fully the benefits attributable to service with the freezing participating entity that are vested or will become vested and are not expected to be fully funded through the continuing contributions under section 11 of this chapter during the duration of the members' employment with the freezing participating entity. The contribution by the freezing participating entity must made in a lump sum or in a series of payments."**

Page 6, line 17, delete "." and insert **"attributable to service with the withdrawing political subdivision."**

Page 6, line 25, delete "." and insert **"attributable to service with the withdrawing political subdivision."**

Page 7, line 19, after "which" insert **"newly hired employees of"**.

Page 7, line 22, after "which" insert **"newly hired employees of"**.

Page 7, line 26, after "which" insert **"newly hired employees of"**.

Page 7, line 29, after "which" insert **"newly hired employees of"**.

Page 8, line 17, delete "members." and insert **"members attributable to service with the freezing political subdivision. The board shall collaborate with the freezing political subdivision by sharing the actuarial method and report."**

Page 8, line 19, delete "determined by the board".

Page 8, line 29, delete "determined by".

Page 8, line 30, delete "the board".

Page 8, line 31, delete ":".

Page 8, line 32, delete "(1)".

Page 8, line 33, delete "; or".

Page 8, delete lines 34 through 35.

Page 8, run in lines 31 through 36.

Page 8, line 39, after "subdivision." insert **"In addition, the freezing political subdivision shall contribute to the fund the amount the board determines is necessary to fund fully the benefits attributable to service with the freezing political subdivision that are vested or will become vested and are not anticipated to be fully funded through the continuing contributions under IC 5-10.2-2-11"**



during the duration of the members' employment with the freezing political subdivision. The contribution by the freezing participating entity must be made in a lump sum or in a series of payments."

(Reference is to HB 1466 as printed January 23, 2015.)

CARBAUGH

