



Reprinted
January 27, 2015

SENATE BILL No. 419

DIGEST OF SB 419 (Updated January 26, 2015 2:43 pm - DI 102)

Citations Affected: IC 5-10.3; IC 36-5.

Synopsis: Town marshals. Provides that, after December 31, 2015, a town law enforcement officer who: (1) is not a member of the 1977 police officers' and firefighters' pension and disability fund and does not participate in another pension or retirement plan offered by the town; (2) has successfully completed the minimum basic training requirements for town law enforcement officers; and (3) normally performs service for the town for at least 1,750 hours during a year; becomes a member of the public employees' retirement fund.

Effective: July 1, 2015.

Boots, Arnold J

January 12, 2015, read first time and referred to Committee on Pensions & Labor.
January 22, 2015, amended, reported favorably — Do Pass.
January 26, 2015, read second time, amended, ordered engrossed.

SB 419—LS 6706/DI 102



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First Regular Session 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.

SENATE BILL No. 419

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 5-10.3-7-2.8 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2015]: **Sec. 2.8. (a) This section applies after**
4 **December 31, 2015, to all towns that:**
5 (1) **have not abolished the office of town marshal; and**
6 (2) **on July 1, 2015, do not provide one (1) of the following for**
7 **town law enforcement officers:**
8 (A) **Fund membership.**
9 (B) **Participation in another pension or retirement plan.**
10 (b) **As used in this section, "law enforcement officer" has the**
11 **meaning set forth in IC 5-2-1-2.**
12 (c) **After December 31, 2015, a town law enforcement officer**
13 **who:**
14 (1) **is not a member of the 1977 police officers' and**
15 **firefighters' pension and disability fund established by**
16 **IC 36-8-8-4;**

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- 1 **(2) has successfully completed the minimum basic training**
- 2 **requirements established under IC 5-2-1-9; and**
- 3 **(3) normally performs services for the town for at least one**
- 4 **thousand seven hundred fifty (1,750) hours during a year;**
- 5 **becomes a member of the fund.**
- 6 SECTION 2. IC 36-5-7-8 IS ADDED TO THE INDIANA CODE
- 7 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 8 1, 2015]: **Sec. 8. (a) This section does not apply to a town marshal**
- 9 **or deputy marshal who:**
- 10 **(1) is a member of the 1977 police officers' and firefighters'**
- 11 **pension and disability fund established by IC 36-8-8-4; or**
- 12 **(2) participates in another pension or retirement plan offered**
- 13 **by the town.**
- 14 **(b) After December 31, 2015, a town marshal or deputy marshal**
- 15 **who:**
- 16 **(1) successfully completes the minimum basic training**
- 17 **requirements established under IC 5-2-1-9; and**
- 18 **(2) normally performs services for the town for at least one**
- 19 **thousand seven hundred fifty (1,750) hours during a year;**
- 20 **becomes a member of the public employees' retirement fund.**



COMMITTEE REPORT

Madam President: The Senate Committee on Pensions and Labor, to which was referred Senate Bill No. 419, 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, line 4, delete "June 30," and insert "**December 31,**".

Page 1, line 8, delete "June 30," and insert "**December 31,**".

Page 1, delete line 16.

Page 2, delete lines 1 through 12.

Page 2, line 18, delete "June 30," and insert "**December 31,**".

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 419 as introduced.)

BOOTS, Chairperson

Committee Vote: Yeas 9, Nays 1.

 SENATE MOTION

Madam President: I move that Senate Bill 419 be amended to read as follows:

Page 1, line 4, after "that" insert ":

(1)".

Page 1, line 5, after "marshal" delete "." and insert "; **and**

(2) on July 1, 2015, do not provide one (1) of the following for town law enforcement officers:

(A) Fund membership.

(B) Participation in another pension or retirement plan."

Page 1, line 8, delete "Notwithstanding section 2 of this chapter, after" and insert "**After**".

Page 1, line 12, delete "and".

Page 1, line 14, after "IC 5-2-1-9;" insert "**and**

(3) normally performs services for the town for at least one thousand seven hundred fifty (1,750) hours during a year;".

Page 2, line 3, after "who" insert ":

(1)".

Page 2, line 4, after "IC 36-8-8-4" delete "." and insert "; **or**

(2) participates in another pension or retirement plan offered by the town."

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Page 2, line 5, delete "Notwithstanding IC 5-10.3-7-2, after" and insert "**After**".

Page 2, line 6, after "who" insert "**(1)**".

Page 2, line 7, after "IC 5-2-1-9" insert "**; and (2) normally performs services for the town for at least one thousand seven hundred fifty (1,750) hours during a year;**".

Page 2, line 8, beginning with "becomes" begin a new line blocked left.

(Reference is to SB 419 as printed January 23, 2015.)

Senator BOOTS

