

FIRST REGULAR SESSION

HOUSE BILL NO. 1155

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES WRIGHT-JONES (Sponsor), HUBBARD, LAMPE, FALLERT,
OXFORD, NASHEED, BOWMAN, BLAND, HAYWOOD, MEADOWS,
FRAME AND MOORE (Co-sponsors).

Read 1st time March 16, 2007 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

2625L.01I

AN ACT

To repeal sections 169.466 and 169.471, RSMo, and to enact in lieu thereof two new sections relating to retirement benefits.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 169.466 and 169.471, RSMo, are repealed and two new sections
2 enacted in lieu thereof, to be known as sections 169.466 and 169.471, to read as follows:

169.466. 1. Any retired member with fifteen or more years of creditable service at
2 retirement receiving [a pension] **retirement benefits** on August 28, 1997, shall receive on
3 January first of each year, commencing on January 1, 1998, an increase in the amount of
4 [pension] **benefits** received by the retired member pursuant to sections 169.410 to 169.540
5 during the preceding year of one hundred percent of the increase in the consumer price index
6 calculated in the manner provided in this section; except that, no such increase in [pension]
7 **retirement** benefits shall be paid for any year if such increase in the consumer price index is less
8 than one percent. Such annual [pension] **retirement benefit** increase, however, shall not exceed
9 three percent [and the total increases in the amount of pension benefits received by any retired
10 member shall not, in the aggregate, exceed ten percent of the pension benefits such retired
11 member received during the year preceding January first of the first year the retired member is
12 entitled to receive an increase pursuant to this section]. A retired member qualified to receive
13 an annual [pension] **retirement benefit** increase pursuant to this section shall not be eligible to

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

14 receive an additional benefit until the January first after the first anniversary of the date on which
15 he or she commenced receiving [a pension] **retirement benefits** pursuant to sections 169.410
16 to 169.540. Benefits shall not be decreased in the case of a decrease in the consumer price index
17 for any year.

18 2. For the purpose of this section, any increase in the consumer price index shall be
19 determined by the board of trustees in November of each year based on the consumer price index
20 for the twelve-month period ended on September thirtieth of such year over the consumer price
21 index for the twelve-month period ended on September thirtieth of the year immediately prior
22 thereto. Any increase so determined shall be applied by the board of trustees in calculating
23 increases in [pension] **retirement** benefits that become payable pursuant to this section for the
24 twelve-month period beginning on the January first immediately following such determination.

25 3. An annual increase in [pension] **retirement** benefits, if any, shall be payable monthly
26 with monthly installments of other [pension] **retirement** benefits pursuant to sections 169.410
27 to 169.540.

169.471. 1. The board of education is authorized from time to time, in its discretion, to
2 increase the [pension] **retirement** benefits now or hereafter provided pursuant to sections
3 169.410 to 169.540 and to adopt and implement additional [pension] **retirement** benefits and
4 plans, including without limitation, early retirement plans, deferred retirement option plans and
5 cost-of-living adjustments, but excluding compensation to retired members pursuant to section
6 169.475, and for such purpose the contribution rate of members of the retirement system may
7 be increased to provide part of the cost thereof, subject to the following conditions:

8 (1) Any such increase in [pension] **retirement** benefits and additional [pension]
9 **retirement** benefits and plans shall be approved by the board of trustees;

10 (2) The board of trustees shall have presented to the board of education the projected
11 increases in rates of contribution which will be required to be made by members and the board
12 of education to the retirement system to pay the cost of such increases in [pension] **retirement**
13 benefits and additional [pension] **retirement** benefits and plans; and

14 (3) Any increase in the contribution rate of members of the retirement system shall be
15 approved by the board of trustees and shall be deducted from the compensation of each member
16 by the employing board and transferred and credited to the individual account of each member
17 from whose compensation the deduction was made, and shall be administered in accordance with
18 sections 169.410 to 169.540; provided that, any such increase in the members' contribution rate
19 shall not exceed one-half of one percent of compensation in any year for such increases to
20 [pension] **retirement** benefits and additional [pension] **retirement** benefits and plans adopted
21 during such year by the board of education pursuant to this section, and all such increases in the
22 members' contribution rate shall, in the aggregate, not exceed two percent of compensation.

23 **2. The board of trustees is authorized from time to time, in its discretion, to**
24 **increase the retirement benefits, now or hereinafter provided under sections 169.410 to**
25 **169.540, and to adopt and implement additional retirement benefits for persons who have**
26 **retired, including cost-of-living adjustments, provided that the board of trustees finds the**
27 **additional benefit will not require an increase in the contribution rate required by the**
28 **members, will not increase the contribution required from the board of education, and is**
29 **actuarially sound. In the event the board of trustees authorizes an increase under this**
30 **section, it shall certify in writing to the board of education the findings, including but not**
31 **limited to all actuarial assumptions, upon which the board of trustees determined that the**
32 **increase in benefits would result in no increase in contributions by members or the board**
33 **of education.**

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