

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 300,
2 Page 24, Section 94.579, Line 139, by inserting after all of said section and line the following:

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4 "104.037. If a retired member of the Missouri department of transportation and highway
5 patrol employees' retirement system or the Missouri state employees' retirement system is elected to
6 any state office, appointed to any state office, or is reemployed by a department and such member
7 reimburses the retirement system for any amount received as retirement benefits, increased by an
8 additional amount to account for interest which would have accrued should the retirement benefits
9 not have been paid, such member shall be considered an active member of the retirement system, and
10 upon retirement, the member's creditable service shall be calculated as if the member had never
11 retired and received any retirement benefits.

12 104.380. 1. Except as provided in subsection 2 of this section, if a retired member is elected
13 to any state office or is appointed to any state office or is employed by a department in a position
14 normally requiring the performance by the person of duties during not less than one thousand forty
15 hours per year, the member shall not receive an annuity for any month or part of a month for which
16 the member serves as an officer or employee, but the member shall be considered to be a new
17 employee with no previous creditable service and must accrue creditable service continuously for at
18 least one year in order to receive any additional annuity. Any retired member who again becomes an
19 employee and who accrues additional creditable service and later retires shall receive an additional
20 amount of monthly annuity calculated to include only the creditable service and the average
21 compensation earned by the member since such employment or creditable service earned as a
22 member of the general assembly. Years of membership service and twelfths of a year are to be used
23 in calculating any additional annuity except for creditable service earned as a member of the general
24 assembly, and such additional annuity shall be based on the type of service accrued. In either event,
25 the original annuity and the additional annuity, if any, shall be paid commencing with the end of the
26 first month after the month during which the member's term of office has been completed, or the
27 member's employment terminated. If a retired member is employed by a department in a position
28 that does not normally require the person to perform duties during at least one thousand forty hours
29 per year, the member shall not be considered an employee as defined pursuant to section 104.010. A
30 retired member who becomes reemployed as an employee on or after August 28, 2001, in a position
31 covered by the Missouri department of transportation and highway patrol employees' retirement
32 system shall not be eligible to receive retirement benefits or additional creditable service from the
33 state employees' retirement system. Annual benefit increases paid under section 104.415 shall not
34 accrue while a retired member is employed as described in this section. Any future annual benefit
35 increases paid after the member terminates such employment will be paid in the same month as the
36 member's original annual benefit increases were paid. Benefits paid under subsection 3 of section

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1 104.374 are not applicable to any additional annuity paid under this section.

2 2. If a retired member of the Missouri department of transportation and highway patrol
3 employees' retirement system or the Missouri state employees' retirement system is elected to any
4 state office, appointed to any state office, or is reemployed by a department and such member
5 reimburses the retirement system for any amount received as retirement benefits, increased by an
6 additional amount to account for interest which would have accrued should the retirement benefits
7 not have been paid, such member shall be considered an active member of the retirement system, and
8 upon retirement, the member's creditable service shall be calculated as if the member had never
9 retired and received any retirement benefits.

10 104.1039. 1. Except as provided in subsection 2 of this section, if a retiree is employed as an
11 employee by a department, the retiree shall not receive an annuity payment for any calendar month
12 in which the retiree is so employed. While reemployed the retiree shall be considered to be a new
13 employee with no previous credited service and must accrue credited service continuously for at
14 least one year in order to receive any additional annuity. Such retiree shall receive an additional
15 annuity in addition to the original annuity, calculated based only on the credited service and the pay
16 earned by such retiree during reemployment and paid in accordance with the annuity option
17 originally elected; provided such retiree who ceases to receive an annuity pursuant to this section
18 shall not receive such additional annuity if such retiree is employed by a department in a position
19 that is covered by a state-sponsored defined benefit retirement plan not created pursuant to this
20 chapter. The original annuity and any additional annuity shall be paid commencing as of the end of
21 the first month after the month during which the retiree's reemployment terminates. Cost-of-living
22 adjustments paid under section 104.1045 shall not accrue while a retiree is employed as described in
23 this section. Any future cost-of-living adjustments paid after the retiree terminates such employment
24 will be paid in the same month as the retiree's original annual benefit increases were paid.

25 2. If a retired member of the Missouri department of transportation and highway patrol
26 employees' retirement system or the Missouri state employees' retirement system is elected to any
27 state office, appointed to any state office, or is reemployed by a department and such member
28 reimburses the retirement system for any amount received as retirement benefits, increased by an
29 additional amount to account for interest which would have accrued should the retirement benefits
30 not have been paid, such member shall be considered an active member of the retirement system, and
31 upon retirement, the member's creditable service shall be calculated as if the member had never
32 retired and received any retirement benefits."; and

33
34 Further amend said bill by amending the title, enacting clause, and intersectional references
35 accordingly.