NOTE: This bill has been prepared for the signature of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

SENATE BILL 10-146

BY SENATOR(S) Keller, Tapia, White, Harvey, Penry;
also REPRESENTATIVE(S) Pommer, Ferrandino, Lambert.

CONCERNING A TEMPORARY MODIFICATION TO THE CONTRIBUTION RATES FOR CERTAIN DIVISIONS OF THE PUBLIC EMPLOYEES' RETIREMENT ASSOCIATION, AND MAKING AN APPROPRIATION THEREFOR.

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

SECTION 1. 24-51-401 (1.7) (a), Colorado Revised Statutes, is amended, and the said 24-51-401 (1.7) is further amended BY THE ADDITION OF A NEW PARAGRAPH, to read:

24-51-401. Employer and member contributions. (1.7) (a) Employers shall deliver a contribution report and the full amount of employer and member contributions to the association within five days after the date members and retirees are paid. Except as provided in PARAGRAPH (f) OF THIS SUBSECTION (1.7), subsection (7) of this section, and section 24-51-408.5, such contributions shall be based upon the rates for the appropriate division as set forth in the following table multiplied by the salary, as defined in section 24-51-101 (42), paid to members and retirees for the payroll period:

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

TABLE A
CONTRIBUTION RATES

Division	Membership	Employer Rate	Member Rate
State	All Members	10.15%	8.0%
	Except		
	State Troopers	12.85%	10.0%
School	All Members		
	1/1/2006 through 12/31/2012	10.15%	8.0%
	1/1/2013 and thereafter	10.55%	8.0%
Local Government	All Members	10.0%	8.0%
Judicial	All Members	13.66%	8.0%
DPS	1/1/2010 through 12/31/2012	13.75%	8.0%
	1/1/2013 and thereafter	14.15%	8.0%

(f) (I) FOR THE 2010-11 STATE FISCAL YEAR, EXCEPT AS PROVIDED IN SUBSECTION (7) OF THIS SECTION AND SECTION 24-51-408.5, THE AMOUNT OF EMPLOYER AND MEMBER CONTRIBUTIONS FOR EMPLOYERS AND MEMBERS IN THE STATE AND JUDICIAL DIVISIONS OF THE ASSOCIATION SHALL BE BASED UPON THE RATES FOR THE APPROPRIATE DIVISION AS SET FORTH IN THE FOLLOWING TABLE MULTIPLIED BY THE SALARY, AS DEFINED IN SECTION 24-51-101 (42), PAID TO MEMBERS AND RETIREES FOR THE PAYROLL PERIOD:

TABLE A.5
CONTRIBUTION RATES

DIVISION	MEMBERSHIP	EMPLOYER RATE	MEMBER RATE
STATE	ALL MEMBERS	7.65%	10.5%
	EXCEPT		
	STATE TROOPERS	10.35%	12.5%
JUDICIAL	ALL MEMBERS	11.16%	10.5%

(II) FOR THE 2010-11 STATE FISCAL YEAR, THE EMPLOYER AND MEMBER CONTRIBUTION RATES FOR EMPLOYERS AND MEMBERS IN THE SCHOOL, LOCAL GOVERNMENT, AND DENVER PUBLIC SCHOOLS DIVISIONS OF THE ASSOCIATION SHALL BE CALCULATED PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (1.7).

SECTION 2. 24-51-1009 (3) (a), Colorado Revised Statutes, is amended to read:

24-51-1009. Annual increase reserve - creation. (3) The annual increase reserve of each division shall contain the allocations specified in this subsection (3). Such amounts shall be retained in the annual increase reserve of each division until removed from that reserve pursuant to this section. The allocations shall be as follows:

(a) A portion of the employer contribution specified in ~~section 24-51-401 (1.7) (a)~~ SECTION 24-51-401 (1.7) equal to one percent of the salaries of members who were not members, inactive members, or retirees on December 31, 2006;

SECTION 3. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of personnel and administration, for the fiscal year beginning July 1, 2009, the sum of five thousand one hundred thirty-eight dollars ($5,138), or so much thereof as may be necessary, for the implementation of this act.

SECTION 4. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Brandon C. Shaffer PRESIDENT OF THE SENATE	Terrance D. Carroll SPEAKER OF THE HOUSE OF REPRESENTATIVES
Karen Goldman SECRETARY OF THE SENATE	Marilyn Eddins CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES

APPROVED_____

Bill Ritter, Jr.
GOVERNOR OF THE STATE OF COLORADO