2011 Legislative Session

June 2011 – Final Report

The bills listed below were being tracked by PERS' staff for potential impacts to the Retirement System. Bills that failed the April 15th legislative committee appear in red. Once the bill was introduced the Retirement Board determined their position on the bill. The final outcome of the bill is listed below.

Assembly Bill 67 – Requested by City of Reno – Limits application of provision which makes employer responsible to employee for impact of wages erroneously reported to the Public Employees' Retirement System. At their January 2011 meeting, the Retirement Board voted to oppose Assembly Bill 67, as it repeals NRS 286.460(7) which directly impacts the System. 2/7 – Referred to Assembly Committee on Government Affairs. 3/18 - Hearing scheduled for March 21 at 9:00 a.m. *No action taken at the meeting. 4/15 - Pursuant to Joint Standing Rule 14.3.1- no further action allowed.*

Assembly Bill 117 (BDR #34-91) – Requested by the Assembly Committee on Education – Revises provisions governing the required minimum number of school days in public schools. At their May 18, 2011 meeting, the Retirement Board voted to adopt a neutral position on Assembly Bill 117. 2/7 – Referred to Committee on Education. 3/21 – Hearing; no action. 4/15 – Hearing; Amend and do pass as amended. 4/25 – From committee; Amend, and do pass as amended. Read second time; amended. 4/26 – Read third time; passed, as amended. To the Senate. 4/27 – Read first time; referred to Senate Committee on Education. 5/11 – Hearing; no action. 5/16 – Hearing; do pass. 5/18 – From committee; do pass. 5/19 – Read second time; rereferred to the Senate Committee on Finance. *5/29 – From committee: Amend, and do pass as amended. Read third time. Amended. To printer. 5/30 – From printer. Read third time. Passed as amended. To Assembly. 5/31 – In Assembly. Senate Amendment number 831 concurred in. To enrollment. 6/2 – Enrolled and delivered to Governor.*

Assembly Bill 206 (BDR #541) – Requested by the Legislative Committee on Education – Revises provisions governing the employment of retired public employees. At their March 16, 2011 meeting, the Retirement Board voted to adopt a neutral position on Senate Bill 206. 2/24 – Referred to Assembly Government Affairs. *4/15 – Pursuant to Joint Standing Rule 14.3.1 – no further action allowed.*

Assembly Bill 405 (BDR #964) – Requested by the Assembly Speaker – Revises provisions governing the Public Employees' Retirement System. 3/23- Referred to Assembly Government Affairs. 4/13 – Hearing in Assembly Government Affairs. No action taken. 4/14 – Hearing/Work Session in Assembly Government Affairs – Do pass. 4/15 – Notice of eligibility for exemption. Declared exempt. 4/18 – From committee; do pass; read second time. 4/19 – Taken from General File and rereferred to Assembly Committee on Ways and Means. At their April 2011 meeting, the Retirement Board adopted a neutral position on sections two and three of the bill and instructed staff to provide policy commentary on section one. *6/5 – From committee: Amend, and do pass as amended. Placed on General File; read third time amended. Dispensed with reprinting. Read third time. Passed as amended. To printer. 6/6 – To Senate. Read first time; referred to Committee on Legislative Operations and Elections. From committee: Do pass. Declared an emergency measure under the Constitution. Read third time: Passed. To Assembly. To Enrollment. The amendment deleted all the previous language and calls for a study of the System by the Interim Retirement and*

Benefits Committee of the Legislature during this interim period. A report is due to the Legislative Commission by December 31, 2012. At their June 15th meeting, the Retirement Board adopted a position in support of Assembly Bill 405.

Assembly Bill 477 (BDR #1028) – Requested by the Assembly Committee on Ways and Means – Revises provisions governing the Public Employees' Retirement System. 3/28 – Referred to Assembly Government Affairs. This bill was requested by PERS to make technical corrections to the Retirement Act based on response from the Internal Revenue Service to maintain tax status for the Trust. 4/13 – Hearing in Assembly Government Affairs. No action taken. 4/14 – Hearing/Work Session in Assembly Government Affairs – Do pass. 4/18 – From committee; do pass; read second time. 4/19 – On Assembly General File – taken from General File and placed on General File for next legislative day. At their April 2011 meeting, the Retirement Board adopted a position in support of AB 477. 4/20 – General File - passed 42 yeas and no nays. The bill was transmitted to the Senate. 4/22 – Read first time; referred to Committee on Legislative Operations and Elections. 4/28 – Hearing; no action. 5/17 – Hearing; do pass. 5/18 – From Committee; do pass. 5/19 – Read second time. *5/25 – Read third time: Passed. To Assembly. 5/26 – To enrollment. 5/28 – Enrolled and delivered to the Governor. 5/31 - Approved by the Governor.*

Assembly Bill 479 (BDR #890) – Requested by the Assembly Committee on Ways and Means – Revises provisions governing the hours of operation of state offices and the hours of employment of state employees. 3/28 – Referred to Concurrent Committees – Assembly Ways and Means and Assembly Government Affairs. 4/13 – Hearing scheduled in Assembly Government Affairs – bill rescheduled; not heard. 4/15 – Hearing in Assembly Government Affairs – without recommendation referred to Concurrent Committee – Assembly Ways and Means. 4/18 – Notice of eligibility of exemption – declared exempt. 4/20 – At their April 2011 meeting, the Retirement Board adopted a neutral position on Section 6 and Section 8(2) of Assembly Bill 479. *6/7 – Bill died in the Assembly Committee on Ways and Means.*

Senate Bill 8 - Requested by Department of Personnel – Removes insurance premium payments and purchase of additional retirement credit as additional options to lump sum payment of sick leave payout for retired state employees. At their January 2011 meeting, the Retirement Board voted to adopt a neutral position on Senate Bill 8 as it does not impact the System. 2/7 – Referred to Senate Committee on Legislative Operations and Elections. 2/18 – Hearing scheduled for Tuesday, February 22nd at 3:30 p.m. 2/22 – No action taken at the meeting. *4/14 – Hearing scheduled in Senate Committee on Legislative Operations and Elections. Do pass and rerefer to Senate Finance. 4/15 – Pursuant to Joint Standing Rule 14.3.1 – no further action allowed.*

Senate Bill 104 – Requested by Senator Settelmeyer – Provides for the biennial transfer of a portion of the state surplus to the Public Employees' Retirement Fund and the Fund for the Public Employees' Benefits Program. At their February 2011 meeting, the Retirement Board voted to adopt a neutral position on Senate Bill 104 with direction to staff to provide information to the Legislature on the pooled nature of the assets and liabilities of the System, and the monies transferred from the State General Fund are to the benefit of the trust as a whole and therefore all public employers and public employees; not just the state. 2/7 – Referred to the Senate Finance Committee. 2/17 – Hearing scheduled for Friday, February 25th at 8:00 a.m. This bill was removed from the

2/25 agenda. 3/7 – Declared exempt. *6/7 – Bill died in the Senate Committee on Finance.*

Senate Bill 436 (BDR #1177) – Requested by Budget and Planning, Division of Administration – Revises provisions relating to the administration of the Judicial Retirement System. 3/28 – Referred to Senate Committee on Finance. 4/4 – Hearing scheduled for Wednesday, April 6th at 8:00 a.m. 4/6 – Amend, and do pass as amended. 4/26 – From committee; Amend, and do pass as amended. Read second time amended. Placed on General File. Read third time. Passed as amended. 4/27 – To Assembly. Read first time – referred to Assembly Committee on Judiciary. *5/25 – From committee: do pass. Placed on second reading file. Read second time. 5/29 – Read third time. Passed. To Senate. 5/30 – To enrollment. 5/31 – Enrolled and delivered to the Governor. 6/4 – Approved by the Governor.*