

## CHAPTER 211

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**GOVERNMENT - LOCAL**


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## HOUSE BILL 19-1299

BY REPRESENTATIVE(S) McCluskie and Rich, Bird, Cutter, Exum, Galindo, Gray, Liston, Michaelson Jenet, Tipper;  
also SENATOR(S) Donovan, Moreno, Tate.

## AN ACT

**CONCERNING FLEXIBILITY IN THE CONTRIBUTION RATES TO A LOCAL GOVERNMENT RETIREMENT  
PLAN OR SYSTEM.**

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

**SECTION 1.** In Colorado Revised Statutes, 24-54-104, **amend** (1) and (2) as follows:

**24-54-104. Funds for plan or system - additional contribution.** (1) Except as otherwise provided in this section, any plan or system adopted pursuant to ~~the provisions of this article~~ ARTICLE 54 shall require participants to contribute a percentage of their salaries toward the cost thereof, such rate of contribution to be not less than ~~that made by the county, municipality, political subdivision, or other participating entity~~ THREE PERCENT OF THE PARTICIPANT'S BASIC SALARY OR WAGE. Participation in the public employees' retirement association shall be as provided by article 51 of this ~~title~~ TITLE 24.

(2) The governing body of each county, municipality, political subdivision, or other participating entity shall establish the percentage of the governing body's contribution to any plan or system, adopted pursuant to this ~~article~~ ARTICLE 54, made on behalf of the ~~employee~~ PARTICIPANT of the county, municipality, political subdivision, or other participating entity. The amount of the contribution made on behalf of each ~~employee~~ PARTICIPANT shall not be less than three percent of the ~~employee's~~ PARTICIPANT'S basic salary or wage. THE PERCENTAGE OF THE CONTRIBUTION MADE BY A COUNTY, MUNICIPALITY, POLITICAL SUBDIVISION, OR OTHER PARTICIPATING ENTITY TO ANY PLAN OR SYSTEM AND THE PERCENTAGE OF THE CONTRIBUTION MADE BY THE PARTICIPANT TO A PLAN OR SYSTEM NEED NOT BE THE SAME AS LONG AS THE PERCENTAGE OF THE CONTRIBUTION MADE BY EITHER IS NOT LESS THAN THREE PERCENT OF THE PARTICIPANT'S BASIC SALARY OR WAGE.

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*Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.*

**SECTION 2. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: May 17, 2019