

**Second Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO**

**REVISED**

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 20-1280.01 Nicole Myers x4326

**HOUSE BILL 20-1394**

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**HOUSE SPONSORSHIP**

**McCluskie and Ransom**, Esgar

**SENATE SPONSORSHIP**

**Moreno and Rankin**, Zenzinger

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**House Committees**  
Appropriations

**Senate Committees**  
Appropriations

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**A BILL FOR AN ACT**

101      **CONCERNING A MODIFICATION TO THE CONTRIBUTION RATES TO THE**  
102              **PUBLIC EMPLOYEES' RETIREMENT ASSOCIATION FOR THE**  
103              **JUDICIAL DIVISION OF THE ASSOCIATION FOR CERTAIN FISCAL**  
104              **YEARS, AND, IN CONNECTION THEREWITH, REDUCING AN**  
105              **APPROPRIATION.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)*

**Joint Budget Committee.** The employer and member contribution rates for the public employees' retirement association (PERA) are

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.

SENATE  
2nd Reading Unamended  
June 4, 2020

HOUSE  
3rd Reading Unamended  
June 3, 2020

HOUSE  
Amended 2nd Reading  
June 1, 2020

specified in statute. For the 2020-21 and 2021-22 state fiscal years only, the bill decreases the employer contribution rate for employers in the judicial division of PERA by 5% and increases the member contribution rate for employees in the judicial division of PERA by 5%. The contribution rates will be changed as follows:

! For the 2020-21 state fiscal year, the employer contribution rate is decreased from 13.91% to 8.91% of salary and the member contribution rate is increased from 9.5% to 14.5% of salary.

! For the 2021-22 state fiscal year, the employer contribution rate is decreased from 13.91% to 8.91% of salary and the member contribution rate is increased from 10% to 15% of salary.

The bill specifies that the change in contributions does not apply to the employer or member contributions for judges employed by the Denver county court. The bill does not impact the employer or member contribution rates for any of the other divisions of PERA. The bill reduces an appropriation.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-51-401, **amend**  
3 (1.7)(a)(III) and (1.7)(a)(IV); and **add** (1.7)(g) as follows:

4 **24-51-401. Employer and member contributions.**

5 (1.7) (a) (III) Effective July 1, 2020, EXCEPT AS PROVIDED IN SUBSECTION  
6 (1.7)(g) OF THIS SECTION AND subject to section 24-51-413, the employer  
7 and member contribution rates shall be based upon the rates for the  
8 appropriate division as set forth in the following table multiplied by the  
9 salary, as defined in section 24-51-101 (42), paid to members and retirees  
10 for the payroll period:

11 **TABLE C**  
12 **CONTRIBUTION RATES**

| 13 <b>Division</b> | <b>Membership</b> | <b>Employer Rate</b> | <b>Member Rate</b> |
|--------------------|-------------------|----------------------|--------------------|
| 14 State           | All Members       | 10.4%                | 9.5%               |
| 15                 | Except            |                      |                    |

|   |            |                |        |       |
|---|------------|----------------|--------|-------|
| 1 |            | State Troopers | 13.1%  | 11.5% |
| 2 | School     | All Members    | 10.4%  | 9.5%  |
| 3 | Local      |                |        |       |
| 4 | Government | All Members    | 10.0%  | 8.0%  |
| 5 | Judicial   | All Members    | 13.91% | 9.5%  |
| 6 | DPS        | All Members    | 10.4%  | 9.5%  |

7 (IV) Effective July 1, 2021, EXCEPT AS PROVIDED IN SUBSECTION  
8 (1.7)(g) OF THIS SECTION AND subject to section 24-51-413, the employer  
9 and member contribution rates shall be based upon the rates for the  
10 appropriate division as set forth in the following table multiplied by the  
11 salary, as defined in section 24-51-101 (42), paid to members and retirees  
12 for the payroll period:

13 **TABLE D**  
14 **CONTRIBUTION RATES**

| 15 | <b>Division</b> | <b>Membership</b> | <b>Employer Rate</b> | <b>Member Rate</b> |
|----|-----------------|-------------------|----------------------|--------------------|
| 16 | State           | All Members       | 10.4%                | 10.0%              |
| 17 |                 | Except            |                      |                    |
| 18 |                 | State Troopers    | 13.1%                | 12.0%              |
| 19 | School          | All Members       | 10.4%                | 10.0%              |
| 20 | Local           |                   |                      |                    |
| 21 | Government      | All Members       | 10.0%                | 8.0%               |
| 22 | Judicial        | All Members       | 13.91%               | 10.0%              |
| 23 | DPS             | All Members       | 10.4%                | 10.0%              |

24 (g) (I) (A) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION  
25 (1.7)(g)(II) OF THIS SECTION AND SUBJECT TO SECTION 24-51-413, FOR THE  
26 2020-21 STATE FISCAL YEAR, THE AMOUNT OF EMPLOYER AND MEMBER  
27 CONTRIBUTIONS FOR EMPLOYERS AND MEMBERS IN THE JUDICIAL DIVISION

1 OF THE ASSOCIATION SHALL BE BASED UPON THE RATES AS SET FORTH IN  
2 THE FOLLOWING TABLE MULTIPLIED BY THE SALARY, AS DEFINED IN  
3 SECTION 24-51-101 (42), PAID TO MEMBERS AND RETIREES FOR THE  
4 PAYROLL PERIOD:

5 **TABLE C.5**  
6 **CONTRIBUTION RATES**

| 7 <b>DIVISION</b> | <b>MEMBERSHIP</b> | <b>EMPLOYER RATE</b> | <b>MEMBER RATE</b> |
|-------------------|-------------------|----------------------|--------------------|
| 8 JUDICIAL        | ALL MEMBERS       | 8.91%                | 14.5%              |

9 (B) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (1.7)(g)(II)  
10 OF THIS SECTION AND SUBJECT TO SECTION 24-51-413, FOR THE 2021-22  
11 STATE FISCAL YEAR, THE AMOUNT OF EMPLOYER AND MEMBER  
12 CONTRIBUTIONS FOR EMPLOYERS AND MEMBERS IN THE JUDICIAL DIVISION  
13 OF THE ASSOCIATION SHALL BE BASED UPON THE RATES AS SET FORTH IN  
14 THE FOLLOWING TABLE MULTIPLIED BY THE SALARY, AS DEFINED IN  
15 SECTION 24-51-101 (42), PAID TO MEMBERS AND RETIREES FOR THE  
16 PAYROLL PERIOD:

17 **TABLE D.5**  
18 **CONTRIBUTION RATES**

| 19 <b>DIVISION</b> | <b>MEMBERSHIP</b> | <b>EMPLOYER RATE</b> | <b>MEMBER RATE</b> |
|--------------------|-------------------|----------------------|--------------------|
| 20 JUDICIAL        | ALL MEMBERS       | 8.91%                | 15%                |

21 (II) SUBSECTION (1.7)(g)(I) OF THIS SECTION DOES NOT APPLY TO  
22 THE EMPLOYER OR MEMBER CONTRIBUTION FOR JUDGES EMPLOYED BY THE  
23 DENVER COUNTY COURT. FOR THE 2020-21 AND 2021-22 STATE FISCAL  
24 YEARS, THE EMPLOYER AND MEMBER CONTRIBUTION RATES FOR JUDGES  
25 EMPLOYED BY THE DENVER COUNTY COURT SHALL BE CALCULATED  
26 PURSUANT TO SUBSECTIONS (1.7)(a)(III) AND (1.7)(a)(IV) OF THIS  
27 SECTION, AS APPLICABLE, AND SUBJECT TO SECTION 24-51-413.

1           **SECTION 2. Appropriation - adjustments to 2020 long bill.**

2           (1) To implement this act, appropriations made in the annual general  
3           appropriation act for the 2020-21 state fiscal year to the judicial  
4           department are adjusted as follows:

5                 (a) The general fund appropriation to appellate court programs is  
6                 decreased by \$265,030; and

7                 (b) The general fund appropriation to trial court programs is  
8                 decreased by \$2,431,835.

9           **SECTION 3. Safety clause.** The general assembly hereby finds,  
10           determines, and declares that this act is necessary for the immediate  
11           preservation of the public peace, health, or safety.