

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 16-0329.01 Nicole Myers x4326

HOUSE BILL 16-1038

HOUSE SPONSORSHIP

Melton and Salazar, Lontine, Ginal

SENATE SPONSORSHIP

Jones,

House Committees
Finance

Senate Committees

A BILL FOR AN ACT

101 CONCERNING OPTIONAL AFFILIATION WITH THE FIRE AND POLICE
102 PENSION ASSOCIATION BY A COUNTY SHERIFF DEPARTMENT
103 THAT DOES NOT PARTICIPATE IN SOCIAL SECURITY.

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://www.leg.state.co.us/billsummaries.>)

Police Officers' and Firefighters' Pension Reform Commission.

Legislation passed in 2003 allows county sheriff departments that participate in social security to affiliate with the fire and police pension association (FPPA). The bill allows sheriff departments that do not participate in social security to participate in the FPPA.

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

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 31-31-708 as
3 follows:

4 **31-31-708. Optional affiliation by county sheriff.** ANY COUNTY
5 THAT DOES NOT COVER, UNDER THE FEDERAL "SOCIAL SECURITY ACT", AS
6 AMENDED, SALARIED EMPLOYEES WHOSE DUTIES ARE DIRECTLY INVOLVED
7 WITH THE PROVISION OF LAW ENFORCEMENT OR FIRE PROTECTION AS
8 CERTIFIED BY THE COUNTY MAY ELECT COVERAGE UNDER THE STATEWIDE
9 DEFINED BENEFIT PLAN ESTABLISHED IN PART 4 OF THIS ARTICLE AND THE
10 STATEWIDE DEATH AND DISABILITY PLAN ESTABLISHED IN PART 8 OF THIS
11 ARTICLE BY FILING A RESOLUTION OF AFFILIATION WITH THE BOARD.
12 ELECTION OF COVERAGE UNDER THE PLAN IS IRREVOCABLE.

13 **SECTION 2. Act subject to petition - effective date.** This act
14 takes effect at 12:01 a.m. on the day following the expiration of the
15 ninety-day period after final adjournment of the general assembly (August
16 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a
17 referendum petition is filed pursuant to section 1 (3) of article V of the
18 state constitution against this act or an item, section, or part of this act
19 within such period, then the act, item, section, or part will not take effect
20 unless approved by the people at the general election to be held in
21 November 2016 and, in such case, will take effect on the date of the
22 official declaration of the vote thereon by the governor.