

Requested by Senator MONNES ANDERSON

**PROPOSED AMENDMENTS TO
SENATE BILL 768**

1 On page 1 of the printed bill, line 2, after “System” insert a period and
2 delete the rest of the line and lines 3 and 4.

3 Delete lines 6 through 31 and delete page 2 and insert:

4 **“SECTION 1. Section 2 of this 2019 Act is added to and made a part**
5 **of ORS chapter 238.**

6 **“SECTION 2. (1) Notwithstanding ORS 238.082 (2) and subject to the**
7 **limitations in this section, during calendar year 2020, 2021, 2022, 2023**
8 **or 2024, a participating public employer may employ any retired**
9 **member without limitation on the hours worked by the retired mem-**
10 **ber if the administrative head of the public employer is satisfied that**
11 **the employment is in the public interest.**

12 **“(2)(a) Except as provided in paragraph (b) of this subsection, a**
13 **public employer that employs a retired member under ORS 238.082 or**
14 **238.088 (2) during calendar year 2020, 2021, 2022, 2023 or 2024 shall con-**
15 **tribute to the Public Employees Retirement Board the percentage of**
16 **the member’s wages that would have been contributed to the board**
17 **under ORS 238.225 if the member were an active member of the Public**
18 **Employees Retirement System. The board shall apply contributions**
19 **made by a public employer under this subsection against the liabilities**
20 **of the public employer. The board shall adopt rules governing pay-**
21 **ments made under this subsection.**

1 “(b) A public employer that is a school district or an education
2 service district and employs a retired member whose primary work
3 duties are performed in a county with a population of not more than
4 35,000 inhabitants, according to the latest federal decennial census, is
5 not required to make contributions with regard to the member under
6 this subsection.

7 “(3) A retired member who is receiving old-age, survivors or disa-
8 bility insurance benefits under the federal Social Security Act may be
9 employed during calendar year 2020, 2021, 2022, 2023 or 2024 for no more
10 than the number of hours for which the salary equals the maximum
11 allowed for receipt of the full amount of those benefits to which the
12 person is entitled.

13 “(4) This section does not apply to any member who retires under
14 the provisions of ORS 238.280 (1), (2) or (3), unless the person’s date
15 of retirement is more than six months before the date the person is
16 employed under this section.

17 “(5) This section does not apply to a retired member who is reem-
18 ployed as a member of the Legislative Assembly.

19 “(6) Employment under this section does not affect the status of a
20 person as a retired member of the system and a recipient of retirement
21 benefits under this chapter.

22 “SECTION 3. Section 4 of this 2019 Act is added to and made a part
23 of ORS chapter 238A.

24 “SECTION 4. (1) Notwithstanding ORS 238A.245 and subject to the
25 limitations in this section, during calendar year 2020, 2021, 2022, 2023
26 or 2024, a participating public employer may employ any retired
27 member without limitation on the hours worked by the retired mem-
28 ber if the administrative head of the public employer is satisfied that
29 the employment is in the public interest. The Public Employees Re-
30 tirement Board shall continue making pension payments to a retired

1 member of the pension program who is reemployed under this section.

2 “(2)(a) Except as provided in paragraph (b) of this subsection, a
3 public employer that employs a retired member during calendar year
4 2020, 2021, 2022, 2023 or 2024 shall contribute to the board the percent-
5 age of the member’s wages that would have been contributed to the
6 board under ORS 238A.220 if the member were an active member of the
7 Public Employees Retirement System. The board shall apply contri-
8 butions made by a public employer under this subsection against the
9 liabilities of the public employer. The board shall make rules govern-
10 ing payments made under this subsection.

11 “(b) A public employer that is a school district or an education
12 service district and employs a retired member whose primary work
13 duties are performed in a county with a population of not more than
14 35,000 inhabitants, according to the latest federal decennial census, is
15 not required to make contributions with regard to the member under
16 this subsection.

17 “(3) A retired member who is receiving old-age, survivors or disa-
18 bility insurance benefits under the federal Social Security Act may be
19 employed during calendar year 2020, 2021, 2022, 2023 or 2024 for no more
20 than the number of hours for which the salary equals the maximum
21 allowed for receipt of the full amount of those benefits to which the
22 person is entitled.

23 “(4) This section does not apply to any member who retires under
24 the provisions of ORS 238A.185, unless the person’s date of retirement
25 is more than six months before the date the person is employed under
26 this section.

27 “(5) This section does not apply to a retired member who is reem-
28 ployed as a member of the Legislative Assembly.

29 “(6) Employment under this section does not affect the status of a
30 person as a retired member of the pension program and a recipient of

1 **retirement benefits under this chapter.**

2 **“SECTION 5. Sections 2 and 4 of this 2019 Act are repealed on Jan-**
3 **uary 2, 2025.”.**

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