

HB233 INTRODUCED



1 Q7LU51-1
2 By Representative Almond (N & P)
3 RFD: Tuscaloosa County Legislation
4 First Read: 04-Apr-23
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A BILL
TO BE ENTITLED
AN ACT

Relating to the City of Tuscaloosa; to authorize the City of Tuscaloosa to join the Employees' Retirement System of Alabama for its police and firefighter employees and transfer assets and liabilities of the existing Tuscaloosa Police and Firefighters Retirement Plan to the Employees' Retirement System of Alabama as set forth in Chapter 27 of Title 36, Code of Alabama 1975.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) The City of Tuscaloosa, by action of the city council, may take any action necessary for its police and firefighter employees to participate in the City of Tuscaloosa pension plan administered by the Employees' Retirement System of Alabama pursuant to Section 36-27-6, Code of Alabama 1975, and the remaining provisions of Chapter 27 of Title 36, Code of Alabama 1975, and the board for the Tuscaloosa Police and Firefighters Retirement Plan may transfer any asset and liability of the Tuscaloosa Police and Firefighters Retirement Plan to the City of Tuscaloosa pension plan administered by Employees' Retirement System of Alabama, as necessary for the police and firefighter employees of the City of Tuscaloosa to



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29 participate in the Employees' Retirement System of Alabama.

30 (b) Upon acceptance of the police and firefighter
31 employees of the City of Tuscaloosa into the city's plan
32 administered by the Employees' Retirement System of Alabama
33 and the transfer of all assets and liabilities of the
34 Tuscaloosa Police and Firefighters Retirement Plan to the
35 Employees' Retirement System of Alabama, the City of
36 Tuscaloosa shall terminate the retirement system established
37 under Act 1999-568, 1999 Regular Sessions (Acts 1999, p.
38 1220), as amended, according to the terms and conditions of
39 the City of Tuscaloosa Police and Firefighters Retirement
40 Plan.

41 Section 2. (a) Members who began participation in the
42 City of Tuscaloosa Police and Firefighters Retirement Plan
43 prior to January 1, 2013, and who elect to join the Employees'
44 Retirement System in accordance with Section 36-27-6(b), Code
45 of Alabama 1975, shall be Tier I plan participants as set
46 forth in Chapter 27 of Title 36, Code of Alabama 1975.

47 (b) Members who began participation in the City of
48 Tuscaloosa Police and Firefighters Retirement Plan on or after
49 January 1, 2013, and who elect to join the Employees'
50 Retirement System in accordance with Section 36-27-6(b), Code
51 of Alabama 1975, shall be Tier II plan participants, unless
52 prior employment with a participating employer establishes
53 them as Tier I participants, as set forth in Chapter 27 of
54 Title 36, Code of Alabama 1975.

55 (c) Police or firefighter employees who begin
56 employment with the City of Tuscaloosa on or after the date



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57 that police and firefighter employees of the City of
58 Tuscaloosa begin participation in the Employees' Retirement
59 System of Alabama shall participate in the Employees'
60 Retirement System of Alabama in accordance with Section
61 36-27-6(c), Code of Alabama 1975.

62 Section 3. The amounts certified each year to the chief
63 financial officer of the City of Tuscaloosa pursuant to
64 Section 36-27-6(f), Code of Alabama, 1975, shall be included
65 in the respective budget of the city in accordance with the
66 city's legal budget procedure.

67 Section 4. The provisions of this act are severable. If
68 any part of this act is declared invalid or unconstitutional,
69 that declaration shall not affect the part which remains.

70 Section 5. All laws or parts of laws which conflict
71 with this act are repealed.

72 Section 6. This act shall become effective on the first
73 day of the third month following its passage and approval by
74 the Governor, or its otherwise becoming law.