HOUSE BILL 392:
Ret. Svc. Purchase/Omitted Membership Service.

Committee:	House State Personnel. If favorable, re-refer to Pensions and Retirement. If favorable, re-refer to Rules, Calendar, and Operations of the House	**Date:**	April 7, 2021
Introduced by:	Reps. Belk, Hurley, Gill, Martin	**Prepared by:**	Jason Moran-Bates
Analysis of:	First Edition		Committee Staff

OVERVIEW: House Bill 392 would amend the Teachers' and State Employees' Retirement System (TSERS) and the Local Governmental Employees' Retirement System (LGERS) to allow the purchase of omitted membership service when an employee in a position classified as part-time was classified as part-time in error and was not eligible to earn membership service due to that error.

BILL ANALYSIS: Section 1 of House Bill 392 amends the omitted membership service statutes for the Teachers' and State Employees' Retirement System (TSERS), and Section 2 amends the statutes for the Local Governmental Employees' Retirement System (LGERS).

The bill provides that upon request from an employee, the employer must provide written notification of the total hours worked in the preceding 12 months to an employee in a position classified as part-time. Additionally, an employer must provide a copy of the notification to the Retirement Systems Division upon request. The employer is required to pay the applicable employer contribution when an employee was classified as part-time in error and was not eligible to earn membership service due to the error and the employee has paid the employee contribution in a lump sum in accordance with the statutory requirement.

EFFECTIVE DATE: The bill would become effective January 1, 2022, and apply to the purchase of service for work performed on or after January 1, 2021.

***Theresa Matula of the Legislative Analysis Division substantially contributed to this summary.

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