

HB 2296-2
(LC 2635)
3/8/23 (MNJ/ps)

Requested by Representative GRAYBER

**PROPOSED AMENDMENTS TO
HOUSE BILL 2296**

1 On page 1 of the printed bill, delete lines 3 through 6 and insert “section
2 3, chapter 499, Oregon Laws 2007, section 3, chapter 475, Oregon Laws 2015,
3 section 4, chapter 6, Oregon Laws 2016, and sections 35, 37 and 38, chapter
4 355, Oregon Laws 2019.”.

5 Delete lines 8 through 31 and delete pages 2 through 6 and insert:

6 **“SECTION 1.** Section 35, chapter 355, Oregon Laws 2019, as amended by
7 section 2, chapter 135, Oregon Laws 2021, is amended to read:

8 **“Sec. 35.** (1) Notwithstanding ORS 237.650 and any provision of this
9 chapter and subject to the limitations in this section, during [*calendar year*
10 *2020, 2021, 2022, 2023 or 2024,*] **any calendar year through calendar year**
11 **2034**, a participating public employer may employ any retired member with-
12 out limitation on the hours worked by the retired member if the adminis-
13 trative head of the public employer is satisfied that the employment is in the
14 public interest.

15 **“(2)** A public employer that employs a retired member during [*calendar*
16 *year 2020, 2021, 2022, 2023 or 2024,*] **any calendar year through calendar**
17 **year 2034**, shall contribute to the Public Employees Retirement Board the
18 percentage of the member’s wages that would have been contributed to the
19 board under ORS 238.225 if the member were an active member of the Public
20 Employees Retirement System. Employer contributions made under this sec-
21 tion are in addition to employer contributions made under ORS 238.225. The

1 board shall apply contributions made by a public employer under this sub-
2 section against the liabilities of the public employer. The board shall adopt
3 rules governing payments made under this subsection.

4 “(3) This section does not apply to any member who retires under the
5 provisions of ORS 238.280 (1), (2) or (3), unless the person is absent from
6 employment with all participating public employers for at least six months
7 before the date the person is employed under this section.

8 “(4) Employment under this section does not affect the status of a person
9 as a retired member of the system and a recipient of retirement benefits un-
10 der this chapter.

11 “**SECTION 2.** Section 37, chapter 355, Oregon Laws 2019, as amended by
12 section 3, chapter 135, Oregon Laws 2021, is amended to read:

13 “**Sec. 37.** (1) Notwithstanding ORS 237.650 and any provision of this
14 chapter and subject to the limitations in this section, during [*calendar year*
15 *2020, 2021, 2022, 2023 or 2024,*] **any calendar year through calendar year**
16 **2034**, a participating public employer may employ any retired member with-
17 out limitation on the hours worked by the retired member if the adminis-
18 trative head of the public employer is satisfied that the employment is in the
19 public interest. The Public Employees Retirement Board shall continue
20 making pension payments to a retired member of the pension program who
21 is reemployed under this section.

22 “(2) A public employer that employs a retired member during [*calendar*
23 *year 2020, 2021, 2022, 2023 or 2024,*] **any calendar year through calendar**
24 **year 2034**, shall contribute to the board the percentage of the member’s
25 wages that would have been contributed to the board under ORS 238A.220
26 if the member were an active member of the Public Employees Retirement
27 System. Employer contributions made under this section are in addition to
28 employer contributions made under ORS 238A.220. The board shall apply
29 contributions made by a public employer under this subsection against the
30 liabilities of the public employer. The board shall adopt rules governing

1 payments made under this subsection.

2 “(3) This section does not apply to any member who retires under the
3 provisions of ORS 238A.185, unless the person is absent from employment
4 with all participating public employers for at least six months before the
5 date the person is employed under this section.

6 “(4) Employment under this section does not affect the status of a person
7 as a retired member of the pension program and a recipient of retirement
8 benefits under this chapter.

9 **“SECTION 3.** Section 38, chapter 355, Oregon Laws 2019, is amended to
10 read:

11 **“Sec. 38.** Sections 35 and 37, **chapter 355, Oregon Laws 2019**, [*of this*
12 *2019 Act*] are repealed on January 2, [2025] **2035**.

13 **“SECTION 4.** Section 3, chapter 499, Oregon Laws 2007, as amended by
14 section 1, chapter 108, Oregon Laws 2015, is amended to read:

15 **“Sec. 3.** Section 2, chapter 499, Oregon Laws 2007, is repealed [*January*
16 *2, 2026*] **on the effective date of this 2023 Act**.

17 **“SECTION 5.** Section 4, chapter 6, Oregon Laws 2016, is amended to read:

18 **“Sec. 4.** Section 2 [*of this 2016 Act is repealed January 2, 2026*], **chapter**
19 **6, Oregon Laws 2016, is repealed on the effective date of this 2023 Act**.

20 **“SECTION 6.** Section 3, chapter 475, Oregon Laws 2015, as amended by
21 section 1, chapter 48, Oregon Laws 2018, is amended to read:

22 **“Sec. 3.** Section 2, chapter 475, Oregon Laws 2015, is repealed on [*June*
23 *30, 2023*] **the effective date of this 2023 Act.**”.

24