

Requested by Representative GRAYBER

**PROPOSED AMENDMENTS TO
HOUSE BILL 2283**

1 On page 1 of the printed bill, line 3, after the last comma insert
2 “238A.165,”.

3 On page 22, after line 33, insert:

4 “(4) Retirement credit for the period of disability under this section shall
5 be classified the same as the member’s last qualifying position prior to the
6 disability.”.

7 In line 34, restore the bracketed material and delete the boldfaced mate-
8 rial.

9 On page 25, delete lines 3 through 22 and insert:

10
11 **“RETIREMENT AGE**

12
13 **“SECTION 18.** ORS 238A.160 is amended to read:

14 “238A.160. (1) Except as provided in subsections (2) and (3) of this section,
15 normal retirement age for a member of the pension program is the earlier
16 of:

17 “(a) 65 years of age; or

18 “(b) 58 years of age if the member has 30 years or more of retirement
19 credit.

20 “(2)(a) Normal retirement age for a member of the pension program who
21 retires from service as a police officer or firefighter, and [*who has held a*

1 *position as a police officer or firefighter continuously for a period of not less*
2 *than five years immediately preceding the effective date of retirement] whose*
3 **last 60 months of retirement credit preceding retirement eligibility**
4 **under this section is classified as retirement credit for service as a**
5 **police officer or a firefighter**, is the earlier of:

6 “[(a)] (A) 60 years of age; or

7 “[(b)] (B) 53 years of age if the member has 25 years or more of retirement
8 credit.

9 “(b) A member who establishes retirement eligibility under this
10 subsection retains retirement eligibility as a police officer or fire-
11 fighter, even if the member performs service thereafter only as other
12 than a police officer or firefighter.

13 “(c) A period of leave from a position as a police officer or fire-
14 fighter for which a member is entitled to retirement credit for service
15 as a police officer or firefighter and which is part of the member’s last
16 60 months of retirement credit preceding retirement eligibility under
17 this section shall be counted as part of the last 60 months of retire-
18 ment credit required for retirement eligibility under this section.

19 “(d) Retirement credit for a month in which a member performs
20 service as both a police officer or firefighter and as other than a police
21 officer or firefighter shall be classified as retirement credit for service
22 as a police officer or firefighter for purposes of this section.

23 “(e) A member employed as a police officer or firefighter is not re-
24 quired to restart the last 60 months of retirement credit required for
25 retirement eligibility under this section when the member:

26 “(A) Is on unpaid leave from the member’s position as a police of-
27 ficer or firefighter and is receiving insurance payments for short-term
28 or long-term disability for which retirement credit is not available
29 under ORS 238A.155; and

30 “(B) Is concurrently employed and performing service as other than

1 **a police officer or firefighter.**

2 “(3) Normal retirement age for a member of the pension program who
3 retires from service as a school employee as defined by ORS 238A.140 is the
4 earlier of:

5 “(a) 65 years of age; or

6 “(b) 58 years of age if the member has been an active member in 30 or
7 more calendar years.

8 “(4) The normal retirement date of a member is the first day of the month
9 beginning on or after the date the member reaches normal retirement age.

10 **“SECTION 19.** ORS 238A.165 is amended to read:

11 “238A.165. (1) Except as provided in this section, earliest retirement age
12 for a member of the pension program is 55 years of age.

13 “(2)(a) Earliest retirement age for a member of the pension program who
14 retires from service as a police officer or firefighter is 50 years of age if the
15 [*member has held a position as a police officer or firefighter continuously for*
16 *a period of not less than five years immediately before the effective date of re-*
17 *irement*] **member’s last 60 months of retirement credit preceding re-**
18 **tirement eligibility under this section is classified as retirement credit**
19 **for service as a police officer or a firefighter.** Earliest retirement date for
20 a member described in this subsection is not later than the date the member
21 reaches 55 years of age.

22 “(b) **A member who establishes retirement eligibility under this**
23 **subsection retains retirement eligibility under this section as a police**
24 **officer or firefighter, even if the member performs service thereafter**
25 **only as other than a police officer or firefighter.**

26 “(c) **A period of leave from a position as a police officer or fire-**
27 **fighter for which a member is entitled to retirement credit for service**
28 **as a police officer or firefighter and which is part of the member’s last**
29 **60 months of retirement credit preceding retirement eligibility under**
30 **this section shall be counted as part of the last 60 months of retire-**

1 **ment credit required for retirement eligibility under this section.**

2 **“(d) Retirement credit for a month in which a member performs**
3 **service as both a police officer or firefighter and as other than a police**
4 **officer or firefighter shall be classified as retirement credit for service**
5 **as a police officer or firefighter for purposes of this section.**

6 **“(e) A member employed as a police officer or firefighter is not re-**
7 **quired to restart the last 60 months of retirement credit required for**
8 **retirement eligibility under this section when the member:**

9 **“(A) Is on unpaid leave from the member’s position as a police of-**
10 **ficer or firefighter and is receiving insurance payments for short-term**
11 **or long-term disability for which retirement credit is not available**
12 **under ORS 238A.155; and**

13 **“(B) Is concurrently employed and performing service as other than**
14 **a police officer or firefighter.**

15 **“(3) If a member of the pension program has 25 years or more of retire-**
16 **ment credit as a telecommunicator, as defined in ORS 181A.355, earliest re-**
17 **tirement age for the member is 55 years of age or the age of the member**
18 **when the member acquires a total of 25 years or more of retirement credit**
19 **as a telecommunicator, whichever occurs first. A member who retires under**
20 **this subsection before attaining the age of 55 shall not receive a cost-of-**
21 **living adjustment under ORS 238A.210 until the member attains the age of**
22 **55.**

23 **“(4) A member of the pension program who has reached earliest retire-**
24 **ment age may retire on an early retirement date that is the first day of any**
25 **month on or after the member has reached earliest retirement age.”.**

26 In line 26, delete “19” and insert “20”.

27 On page 26, line 3, delete “20” and insert “21”.

28 In line 14, delete “21” and insert “22”.

29 On page 27, line 5, delete “22” and insert “23”.

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