

HB 4045-2  
(LC 89)  
1/31/24 (MNJ/ps)

Requested by HOUSE COMMITTEE ON EMERGENCY MANAGEMENT, GENERAL GOVERNMENT, AND VETERANS (at the request of Representative Dacia Grayber)

**PROPOSED AMENDMENTS TO  
HOUSE BILL 4045**

1 On page 16 of the printed bill, delete lines 44 and 45 and delete page 17  
2 and insert:

3 **“SECTION 12. The Public Employees Retirement Board shall report**  
4 **at each odd-numbered year regular session, in writing or in person,**  
5 **to a committee of the Legislative Assembly related to public employee**  
6 **retirement on progress toward implementing the amendments to ORS**  
7 **238A.005, 238A.125, 238A.134, 238A.160, 238A.220, 238A.240, 338.135, 352.138**  
8 **and 353.100 by sections 2, 3 and 5 to 11 of this 2024 Act. The report must**  
9 **include the impact of any delays occurring as a result of other ongoing**  
10 **projects of the board.**

11 **“SECTION 13. Section 12 of this 2024 Act is repealed on January 2,**  
12 **2030.**

13 **“SECTION 14. (1) The amendments to ORS 238.005 by section 1 of**  
14 **this 2024 Act apply only to a person who:**

15 **“(a) Is employed as a district attorney on the effective date of this**  
16 **2024 Act; or**

17 **“(b) Becomes employed as a district attorney after the effective date**  
18 **of this 2024 Act.**

19 **“(2) A person who is employed as a district attorney on or after the**  
20 **effective date of this 2024 Act is entitled to service under the Public**  
21 **Employees Retirement System as a police officer only for service per-**

1 formed as a district attorney on or after the effective date of this 2024  
2 Act.

3 **“SECTION 15.** The amendments to ORS 238A.160 by section 4 of this  
4 2024 Act apply to members of the Oregon Public Service Retirement  
5 Plan whose effective date of retirement is on or after the effective date  
6 of this 2024 Act.

7 **“SECTION 16.** (1) The amendments to ORS 238A.005, 238A.125,  
8 238A.134, 238A.160, 238A.220, 238A.240, 338.135, 352.138 and 353.100 by  
9 sections 2, 3 and 5 to 11 of this 2024 Act become operative on January  
10 1, 2030.

11 **“(2)** The amendments to ORS 238A.125 by section 3 of this 2024 Act  
12 apply only to service in a hazardous position performed on or after the  
13 operative date specified in subsection (1) of this section.

14 **“(3)** A member is of normal retirement age for purposes of ORS  
15 238A.160 (3), as amended by section 5 of this 2024 Act, if the member,  
16 on or after the operative date specified in subsection (1) of this section:

17 **“(a)** Meets the age or age and retirement credit requirements of  
18 ORS 238A.160 (3);

19 **“(b)** Was last employed in a qualifying position that is a hazardous  
20 position; and

21 **“(c)** Has accrued their last 60 months of retirement credit in one  
22 or more positions that qualify or would qualify as hazardous positions,  
23 as defined in ORS 238A.005, as amended by section 2 of this 2024 Act.

24 **“(4)** Any member who would have established retirement eligibility  
25 under ORS 238A.160 (3), had the amendments to ORS 238A.160 (3) by  
26 section 5 of this 2024 Act become operative on January 1, 2019, is eli-  
27 gible to retire under ORS 238A.130 (3) on and after January 1, 2030.  
28 Service before January 1, 2019, may not be used to establish retirement  
29 eligibility under this subsection.

30 **“(5)** The Public Employees Retirement Board may take any action

1 **before the operative date specified in subsection (1) of this section to**  
2 **enable the board to exercise, on and after the operative date specified**  
3 **in subsection (1) of this section, all of the duties, functions and powers**  
4 **conferred on the board by the amendments to ORS 238A.005, 238A.125,**  
5 **238A.134, 238A.160, 238A.220, 238A.240, 338.135, 352.138 and 353.100 by**  
6 **sections 2, 3 and 5 to 11 of this 2024 Act.”.**

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