

Sen. Book 26
Senate File 1121
State Government
Coleman, Chairperson
Nolin
Miller of Marshall

FILED FEB 10 1976

SENATE FILE 1121

BY NYSTROM

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to service under the Iowa public employees'
2 retirement system after age sixty-five.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section ninety-seven B point forty-five
2 (97B.45), Code 1975, as amended by Acts of the Sixty-sixth
3 General Assembly, 1975 Session, chapter fifty (50), section
4 fifteen (15), is amended to read as follows:

5 97B.45 RETIREMENT AGE AT SIXTY-FIVE. A member's normal
6 retirement date shall be the first of the month coinciding
7 with or next following his sixty-fifth birthday. A member
8 may retire after his sixty-fifth birthday ~~except as otherwise~~
9 provided in section 97B.46. A member retiring on or after
10 his normal retirement date, as provided in section 97B.46,
11 shall submit a written notice to the commission setting forth
12 the date the retirement is to become effective, provided that
13 such date shall be after his last day of service and not
14 before the first day of the sixth calendar month preceding
15 the month in which the notice is filed, except that credit
16 for service shall cease when contributions cease as provided
17 in section 97B.11.

18 ~~Notwithstanding the provisions of this section and sec-~~
19 ~~tion 97B.46, an employer may adopt policies which prescribe~~
20 ~~retirement at an age not less than sixty-five years.~~

21 ~~The provisions of this section shall not be construed to~~
22 ~~render invalid any provisions of a policy established by an~~
23 ~~employer which prescribes retirement at an age not less than~~
24 ~~sixty-five years.~~

25 Sec. 2. Section ninety-seven B point forty-six (97B.46),
26 Code 1975, as amended by Acts of the Sixty-sixth General
27 Assembly, 1975 Session, chapter fifty (50), section sixteen
28 (16), is amended to read as follows:

29 97B.46 SERVICE AFTER AGE SIXTY-FIVE. A member ~~may, on~~
30 ~~the request of the employer,~~ shall remain in the active employ
31 of the employer beyond the date ~~he~~ the member attains the
32 age of sixty-five for such period or periods as the employer
33 ~~from time to time shall approve~~ member wishes, provided, the
34 member presents a medical certificate from a licensed medical
35 practitioner as proof that the member is in adequately good

1 health to perform the member's normal work assignments and
2 provided, however, that credit for such service shall cease
3 when contributions cease as provided in section 97B.11. The
4 member shall retire from the employment of the employer at
5 the end of the last approved period, on the first day of the
6 month next following or coinciding with such date. A member
7 remaining in service past his seventieth birthday shall be
8 entitled to receive a retirement allowance under section
9 97B.49 as applicable commencing with payment for the calen-
10 dar month within which the written notice is submitted to
11 the commission, except that if he fails to submit the notice
12 on a timely basis, retroactive payments shall be made for
13 no more than six months immediately preceding the month in
14 which the written notice is submitted.

EXPLANATION

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16 This bill allows employees covered under the Iowa public
17 employees' retirement system to continue working beyond age
18 sixty-five at the employee's option if the employee has a
19 medical certificate verifying that he is able to perform his
20 job.

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