

JAN 26 2000
STATE GOVERNMENT

HOUSE FILE 2079
BY CARROLL

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

A BILL FOR

1 An Act relating to a bona fide retirement under the Iowa public
2 employees' retirement system and by eliminating the
3 reemployment earnings limitation for certain teachers.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2079

1 Section 1. Section 97B.48A, subsection 1, unnumbered
2 paragraph 1, Code 1999, is amended to read as follows:

3 If a member who has not reached the member's sixty-fifth
4 birthday and who has a bona fide retirement under this chapter
5 is in regular full-time employment during a calendar year, the
6 member's retirement allowance shall be reduced by fifty cents
7 for each dollar the member earns over the limit provided in
8 this subsection. However, employment is not full-time
9 employment until the member receives remuneration in an amount
10 in excess of twelve thousand dollars for a calendar year, or
11 an amount equal to the amount of remuneration permitted for a
12 calendar year for persons under sixty-five years of age before
13 a reduction in federal social security retirement benefits is
14 required, whichever is higher. In addition, the reduction in
15 a member's retirement allowance shall not apply if the member
16 is employed as a teacher in a teaching discipline shortage
17 area as designated by the director of the department of
18 education pursuant to section 261.111. Effective the first of
19 the month in which a member attains the age of sixty-five
20 years, a retired member may receive a retirement allowance
21 without a reduction after return to covered employment
22 regardless of the amount of remuneration received.

23 Sec. 2. Section 97B.52A, subsection 1, paragraph b, Code
24 1999, is amended to read as follows:

25 b. For a member whose first month of entitlement is July
26 1998 or later, but before July 2000, the member does not
27 return to any employment with a covered employer until the
28 member has qualified for no fewer than four calendar months of
29 retirement benefits.

30 Sec. 3. Section 97B.52A, subsection 1, Code 1999, is
31 amended by adding the following new paragraph:

32 NEW PARAGRAPH. c. For a member whose first month of
33 entitlement is July 2000 or later, the member does not return
34 to any employment with a covered employer for at least one
35 calendar month following the month of termination and remains

1 out of all covered employment for no fewer than four calendar
2 months following the month of termination. For purposes of
3 this paragraph, covered employment does not include employment
4 as a teacher in a teaching discipline shortage area as
5 designated by the director of the department of education
6 pursuant to section 261.111.

7 EXPLANATION

8 This bill makes changes governing what constitutes a bona
9 fide retirement for purposes of receiving an IPERS retirement
10 benefit and also further modifies provisions governing
11 eligibility for retirement benefits for certain teachers
12 employed in a teaching discipline shortage area as designated
13 by the director of the department of education.

14 The bill eliminates the limit on reemployment wages for a
15 retired member of IPERS who is reemployed as a teacher in a
16 teaching discipline shortage area. Current law provides for a
17 reduction in retirement benefits if reemployment wages exceed
18 \$12,000.

19 The bill further provides that a person can receive
20 benefits if the person does not return to any employment with
21 an employer covered by IPERS for one month following
22 termination of employment and does not return to employment
23 covered by IPERS for four months. Currently, a person cannot
24 return to any employment with an IPERS covered employer for
25 four months. The bill applies to persons whose first month of
26 entitlement to IPERS benefits is July 2000 or later. The bill
27 further provides that covered employment does not include
28 employment as a teacher in a teaching discipline shortage
29 area.

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