

**House File 89 - Introduced**

HOUSE FILE 89  
BY PETTENGILL

**A BILL FOR**

1 An Act authorizing a retirement system merger relating to an  
2 alternative retirement system for certain school district  
3 employees.

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

1 Section 1. Section 97B.42C, Code 2017, is amended to read  
2 as follows:

3 **97B.42C Retirement system merger — ~~municipal utility~~**  
4 **~~retirement system.~~**

5 A municipal water utility or waterworks that has established  
6 a pension and annuity retirement system for its employees  
7 pursuant to chapter 412, or a school district that has  
8 established a pension and annuity retirement system for its  
9 employees pursuant to chapter 294, may adopt a resolution to  
10 authorize the merger of its pension and annuity retirement  
11 system with and into the Iowa public employees' retirement  
12 system. The system is authorized, but is not required, to  
13 accept such a proposal. The governing body of the municipal  
14 water utility or waterworks or school district and the Iowa  
15 public employees' retirement system shall, acting in their  
16 fiduciary capacities, mutually determine the terms and  
17 conditions of such a merger, including any additional funds  
18 necessary to fund the service credits being transferred to the  
19 Iowa public employees' retirement system, and either party  
20 may decline the merger if they cannot agree on such terms and  
21 conditions. The system shall adopt such rules as it deems  
22 necessary and prudent to effectuate mergers as provided by this  
23 section.

24 EXPLANATION

25 The inclusion of this explanation does not constitute agreement with  
26 the explanation's substance by the members of the general assembly.

27 This bill authorizes the merger of a pension and annuity  
28 retirement system for school district employees established  
29 pursuant to Code chapter 294 with the Iowa public employees'  
30 retirement system (IPERS). The bill authorizes the governing  
31 body of the school district with an alternative retirement  
32 system to adopt a resolution to authorize the merger. IPERS  
33 is authorized, but not required, to accept the proposal to  
34 merge subject to agreement by both parties of all terms and  
35 conditions relative to the merger.