
69th Legislature 2025 SB 7.1

| 1 | SENATE BILL NO. 7 |
|----|---|
| 2 | INTRODUCED BY W. MCKAMEY |
| 3 | BY REQUEST OF THE STATE ADMINISTRATION AND VETERANS' AFFAIRS INTERIM COMMITTEE |
| 4 | |
| 5 | A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE RETIREMENT CRITERIA FOR THE HIGHWAY |
| 6 | PATROL OFFICERS' RETIREMENT SYSTEM AND THE SHERIFFS' RETIREMENT SYSTEM; AMENDING |
| 7 | SECTIONS 19-6-501 AND 19-7-501, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A |
| 8 | RETROACTIVE APPLICABILITY DATE." |
| 9 | |
| 10 | BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: |
| 11 | |
| 12 | Section 1. Section 19-6-501, MCA, is amended to read: |
| 13 | "19-6-501. Eligibility for service retirement benefit. (1) (a) Subject to a member's right to a refund |
| 14 | of the member's accumulated contributions under Title 19, chapter 2, part 6, a member hired on or before June |
| 15 | 30, 2023, is eligible to receive a nonforfeitable service retirement benefit under 19-6-502 after completing 20 |
| 16 | years or more of membership service and terminating service. |
| 17 | (b) Subject to a member's right to a refund of the member's accumulated contributions under Title |
| 18 | 19, chapter 2, part 6, a member hired on or after July 1, 2023, is eligible to receive a nonforfeitable service |
| 19 | retirement benefit under 19-6-502 after completing 20 years or more of membership service, reaching the age |
| 20 | of 50, and terminating service. |
| 21 | (2) For the purposes of compliance with section 411 of the Internal Revenue Code, 26 U.S.C. 411 |
| 22 | a vested member is treated as having who has either reached age 50 or completed 20 years of membership |
| 23 | service, whichever occurs later, has attained normal retirement age and has a nonforfeitable right to the |
| 24 | member's service retirement." |
| 25 | |
| 26 | Section 2. Section 19-7-501, MCA, is amended to read: |
| 27 | "19-7-501. Eligibility for service retirement <u>benefit</u> . (1) (a) Subject to a member's right to a refund |
| 28 | of the member's accumulated contributions under Title 19, chapter 2, part 6, a member hired on or before June |



1

2

3

4

5

6

7

8

9

10

11

13

14

15

16

69th Legislature 2025 SB 7.1

30, 2023, who has completed at least 20 years of membership service is eligible for a nonforfeitable service retirement benefit under 19-7-503.

- (b) Subject to a member's right to a refund of the member's accumulated contributions under Title 19, chapter 2, part 6, a member hired on or after July 1, 2023, who has completed at least 20 years of membership service and reached 50 years of age is eligible for a nonforfeitable service retirement benefit under 19-7-503.
- (2) For the purposes of compliance with section 411 of the Internal Revenue Code, 26 U.S.C. 411, a vested member described in subsection (1)(a) or (1)(b) is treated as having attained normal retirement age and who has either reached age 50 or completed 20 years of membership service, whichever occurs later, has attained normal retirement age and has a nonforfeitable right to the member's service retirement."

12 <u>NEW SECTION.</u> **Section 3. Effective date.** [This act] is effective on passage and approval.

NEW SECTION. Section 4. Retroactive applicability. [This act] applies retroactively, within the meaning of 1-2-109, to members of the highway patrol officers' retirement system and the sheriffs' retirement system hired on or after July 1, 2023.

17 - END -

