
ASSEMBLY BILL NO. 269—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF ADMINISTRATIVE OFFICE OF THE COURTS)

FEBRUARY 17, 1999

Referred to Committee on Government Affairs

SUMMARY—Revises provisions governing contributions by justices of supreme court to public employees' retirement system. (BDR 23-917)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: Yes.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~for omitted material~~ is material to be omitted.

AN ACT relating to public employees' retirement; revising the provisions governing contributions by justices of the supreme court; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE
AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** NRS 286.421 is hereby amended to read as follows:
2 286.421 1. A public employer that elected to pay on behalf of its
3 employees the contributions required by subsection 1 of NRS 286.410
4 before July 1, 1983, shall continue to do so, but a public employer may
5 not elect to pay those contributions on behalf of its employees on or after
6 July 1, 1983.
7 2. An employee of a public employer that did not elect to pay on
8 behalf of its employees the contributions required by subsection 1 of NRS
9 286.410 before July 1, 1983, may elect to:
10 (a) Pay the contribution required by subsection 1 of NRS 286.410 on
11 his own behalf; or
12 (b) Have his portion of the contribution paid by his employer pursuant
13 to the provisions of NRS 286.425.
14 3. Except for any person chosen by election or appointment to serve in
15 an elective office of a political subdivision or as a district judge *or a justice*
16 *of the supreme court* of this state:

1 (a) Payment of the employee's portion of the contributions pursuant to
2 subsection 1 must be:

3 (1) Made in lieu of equivalent basic salary increases or cost-of-living
4 increases, or both; or

5 (2) Counterbalanced by equivalent reductions in employees' salaries.

6 (b) The average compensation from which the amount of benefits
7 payable pursuant to this chapter is determined must be increased with
8 respect to each month beginning after June 30, 1975, by 50 percent of the
9 contribution made by the public employer, and must not be less than it
10 would have been if contributions had been made by the member and the
11 public employer separately. In the case of any officer or judge described in
12 this subsection, any contribution made by the public employer on his
13 behalf does not affect his compensation but is an added special payment.

14 4. Employee contributions made by a public employer must be
15 deposited in either the public employees' retirement fund or the police and
16 firemen's retirement fund as is appropriate. These contributions must not
17 be credited to the individual account of the member and may not be
18 withdrawn by the member upon his termination.

19 5. The membership of an employee who became a member on or after
20 July 1, 1975, and all contributions on whose behalf were made by his
21 public employer must not be canceled upon the termination of his service.

22 6. If an employer is paying the basic contribution on behalf of an
23 employee, the total contribution rate, in lieu of the amounts required by
24 subsection 1 of NRS 286.410 and NRS 286.450, must be:

25 (a) The total contribution rate for employers that is actuarially
26 determined for police officers and firemen and for regular members,
27 depending upon the retirement fund in which the member is participating.

28 (b) Adjusted on the first monthly retirement reporting period
29 commencing on or after July 1 of each odd-numbered year based on the
30 actuarially determined contribution rate indicated in the biennial actuarial
31 valuation and report of the immediately preceding year. The adjusted rate
32 must be rounded to the nearest one-quarter of 1 percent.

33 7. The total contribution rate for employers must not be adjusted in
34 accordance with the provisions of paragraph (b) of subsection 6 if the
35 existing rate is within one-half of 1 percent of the actuarially determined
36 rate.

37 8. For the purposes of adjusting salary increases and cost-of-living
38 increases or of salary reduction, the total contribution must be equally
39 divided between employer and employee.

40 9. Public employers other than the State of Nevada shall pay the entire
41 employee contribution for those employees who contribute to the police
42 and firemen's retirement fund on and after July 1, 1981.

- 1 **Sec. 2.** The amendatory provisions of this act apply to contributions
- 2 made on or after January 1, 1999.
- 3 **Sec. 3.** This act becomes effective upon passage and approval.

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