

1 SB300  
2 165773-1  
3 By Senators Shelnuttt and Waggoner (N & P)  
4 RFD: Local Legislation, Jefferson County  
5 First Read: 31-MAR-15

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9 A BILL  
10 TO BE ENTITLED  
11 AN ACT  
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13 Relating to Jefferson County; relating to the  
14 General Retirement System for Employees of Jefferson County;  
15 to amend Section 2, Article II, 2.2 of Act 2013-415, 2013  
16 Regular Session (Acts 2013, p. 1586); to require that Member  
17 Number Four of the Pension Board be a retired member of the  
18 General Retirement System for Employees of Jefferson County.  
19 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

20 Section 1. Section 2, Article II, 2.2, of Act 415 of  
21 the 2013 Regular Session (Acts 2013, 9. 1586), is amended to  
22 read as follows:

23 "2.2. DESIGNATION OF ADMINISTRATIVE AUTHORITY

24 "(a) General Administration. The role of the Pension  
25 Board is established by the State of Alabama through  
26 legislative act. The Pension Board is responsible for the  
27 general administration and proper operation of the Plan. The

1 Pension Board also is responsible for making effective the  
2 provisions of the Act.

3 "(b) Composition of Pension Board. The Pension Board  
4 is comprised of five (5) members, designated respectively as  
5 Member Number One, Member Number Two, Member Number Three,  
6 Member Number Four and Member Number Five.

7 "(1) Member Number One. Member Number One shall be  
8 appointed by the governing body of the County and shall serve  
9 as Chairman of the Pension Board. Member Number One must have  
10 a minimum of ten (10) years experience in an executive  
11 capacity in insurance or actuarial work. The initial term of  
12 Member Number One shall be for one (1) year; and thereafter  
13 the term of Member Number One shall be for three (3) years.

14 "(2) Member Number Two. Member Number Two shall be  
15 appointed by the Probate Judge, who is an elected official of  
16 the County. Member Number Two must have a minimum of ten (10)  
17 years experience in an executive capacity in investing or  
18 banking. The initial term of Member Number Two shall expire at  
19 the end of two (2) years; and thereafter the term of Member  
20 Number Two shall be for three (3) years.

21 "(3) Member Number Three. Member Number Three shall  
22 be elected by the Jefferson County Personnel Board. The  
23 initial term of Member Number Three shall expire at the end of  
24 three (3) years; and the term of Member Number Three shall be  
25 for three (3) years.

26 "(4) Members Number Four and Five. Member Number  
27 Four and Member Number Five shall be elected by the Active and

1 Retired Members of the System. Member Number Four shall be a  
2 retired member of the system. The initial term of Member  
3 Number Four shall be for one (1) year; and thereafter the term  
4 of Member Number Four shall be for three (3) years. Member  
5 Number Five shall be elected for terms of three (3) years.

6 "(c) Procedure for the Election of Board Members  
7 Four and Five and Selection of the Election Board.

8 "(1) Elections of Member Number Four and Member  
9 Number Five shall be conducted by separate ballot.

10 "(2) The Active and Retired Members of the System  
11 shall elect Member Number Four and Member Number Five. The  
12 election shall be held at the annual meeting of the Members of  
13 the System provided for in Section 2.3(n) of this Article II,  
14 or at a special meeting called for that purpose; provided that  
15 there shall be no such election at a special meeting unless  
16 the Pension Board has given at least fifteen (15) days written  
17 notice of the time and place of the election by posting the  
18 same in at least three (3) prominent places in the County  
19 courthouse and by delivering three (3) copies of the same to  
20 each elected official of the County to enable these officials  
21 to inform their employees of the election; however, the  
22 failure of any elected official to inform his or her employees  
23 of the election shall not invalidate the election.

24 "(3) The elections of Member Number Four and Member  
25 Number Five shall be supervised by three (3) Active Members of  
26 the System serving as the election board. The Members that  
27 serve as the election board shall be appointed by the Active

1 Members and Retired Members at the annual meeting as provided  
2 for in Section 2.3(n) of this Article II. If the Active  
3 Members and Retired Members fail to appoint members to the  
4 election board, the Pension Board will appoint the members of  
5 the election board. The Pension Board shall have the authority  
6 to prescribe additional rules and regulations for the  
7 elections of Member Number Four and Member Number Five not  
8 inconsistent with the provisions hereof.

9 "(d) Vacancy, How Filled. If a vacancy occurs on the  
10 Pension Board, such vacancy shall be filled for the unexpired  
11 term in the same manner as the office was previously filled.

12 "(e) Resignation or Removal of Pension Board Member.  
13 A member of the Pension Board may resign by delivering a  
14 written resignation to the Pension Board or be removed by the  
15 Pension Board by delivery of written notice of removal, to  
16 take effect at a date specified therein, or upon delivery to  
17 the Pension Board if no date is specified.

18 "(f) Secretary. The Secretary of the Board shall be  
19 the Director of Personnel of the County, or his or her  
20 designated agent; however, in the event that the Director of  
21 Personnel fails to act as Secretary and fails to appoint an  
22 agent to serve such role, then the Pension Coordinator shall  
23 serve as the Secretary.

24 "(g) Salary and Expenses. The members of the Pension  
25 Board and the Secretary shall serve without pay, but shall be  
26 reimbursed for expenses actually paid or incurred in the  
27 discharge of their official duties, and shall suffer no loss

1 of salary or wages, if employed by the County, through service  
2 on said Board or as secretary thereof."

3 Section 2. This act shall become effective upon  
4 approval by the Governor, or its otherwise becoming law.