

1 HB418
2 165773-1
3 By Representative Alexander (N & P)
4 RFD: Jefferson County Legislation
5 First Read: 07-APR-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.