

FLOOR AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB1729 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By deleting the content of the entire measure, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Anthony Moore _____

Reading Clerk

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

FLOOR SUBSTITUTE
FOR

HOUSE BILL NO. 1729

By: Moore of the House

and

Weaver of the Senate

FLOOR SUBSTITUTE

An Act relating to the Oklahoma Public Employees Retirement System; authorizing postretirement employment for certain retirees; providing limitations; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 914.1 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. A retired district attorney or assistant district attorney may enter into postretirement employment with a district attorney's office or the Oklahoma Indigent Defense System and receive monthly retirement benefits subject to the following limitations:

1 1. A retired district attorney or assistant district attorney
2 is not eligible to be employed within a district attorney's office
3 or the Oklahoma Indigent Defense System, in any capacity, for sixty
4 (60) calendar days between the retiree's last day of preretirement
5 employment and any postretirement employment. For purposes of this
6 section, the term "last day of preretirement employment" shall mean
7 the last day the employee is required to be physically present on
8 the job to complete the terms of the employment contract or
9 agreement. An employee on paid leave is still considered to be
10 employed for purposes of this section. Employment under any
11 conditions during this time, volunteer services for the purpose of
12 obtaining a paid position at a later date, or payment at a later
13 time for services performed during this time period shall cause the
14 forfeiture of all retirement benefits received during the period;
15 and

16 2. Unless otherwise provided in this section, earnings from
17 employment undertaken pursuant to this section may not exceed one-
18 half (1/2) of the member's final average salary used in computing
19 retirement benefits, or the earnings limitation for employees
20 allowed by the Social Security Administration, whichever is less.
21 For retired members under the age of sixty-two (62) years, the limit
22 on allowed earnings from a district attorney's office or the
23 Oklahoma Indigent Defense System for employment for the performance
24 of duties ordinarily performed by classified or nonclassified

1 personnel shall be the lesser of Twenty-five Thousand Dollars
2 (\$25,000.00) or one-half (1/2) of the member's final average salary
3 used in computing retirement benefits unless the earnings limitation
4 allowed by the Social Security Administration would be greater than
5 Twenty-five Thousand Dollars (\$25,000.00). For retired members
6 sixty-two (62) years of age or older, the limit on allowed earnings
7 from district attorneys' offices or the Oklahoma Indigent Defense
8 System for the performance of duties ordinarily performed by
9 classified or nonclassified personnel shall be the lesser of Thirty
10 Thousand Dollars (\$30,000.00) or one-half (1/2) of the member's
11 final average salary used in computing retirement benefits. For
12 purposes of this paragraph, the following shall apply:

13 a. the earnings limitation for employees allowed by the
14 Social Security Administration to workers between the
15 age of sixty-two (62) years and sixty-five (65) years
16 shall apply to retired members below the age of sixty-
17 two (62) years,

18 b. the limit on allowed earnings from district attorneys'
19 offices or the Oklahoma Indigent Defense System shall
20 be automatically adjusted effective the first day of
21 January of each year to reflect the current earnings
22 limitation for employees as determined from time to
23 time by the Social Security Administration,

24

1 c. the earnings limit for the calendar year in which a
2 member retires shall be one-twelfth (1/12) of the
3 annual limit multiplied by the number of months the
4 member is eligible to work and receive payments from
5 district attorneys' offices or the Oklahoma Indigent
6 Defense System,

7 d. earnings in excess of the maximum limit on allowed
8 earnings from district attorneys' offices or the
9 Oklahoma Indigent Defense System shall result in a
10 loss of future retirement benefits for the year the
11 postretirement employment was performed of One Dollar
12 (\$1.00) for each One Dollar (\$1.00) earned over the
13 maximum allowed earnings amount, and

14 e. for those members age seventy (70) years and over, the
15 earnings in excess of the maximum limit allowed
16 earnings from district attorneys' offices or the
17 Oklahoma Indigent Defense System shall be one-half
18 (1/2) the member's final average salary used in
19 computing retirement benefits.

20 SECTION 2. This act shall become effective November 1, 2025.

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22 60-1-13077 CMA 03/04/25
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