

1-1 By: Duncan S.B. No. 1812
 1-2 (In the Senate - Filed March 8, 2013; March 25, 2013, read
 1-3 first time and referred to Committee on State Affairs;
 1-4 April 17, 2013, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 9, Nays 0; April 17, 2013,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1812 By: Duncan

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the determination of state contributions for
 1-22 participation by certain junior college employees in the state
 1-23 employees group benefits program, the Teacher Retirement System of
 1-24 Texas, and the Optional Retirement Program.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Subsection (b), Section 825.404, Government
 1-27 Code, is amended to read as follows:

1-28 (b) Before November 2 of each even-numbered year, the board
 1-29 of trustees shall certify to the comptroller of public accounts for
 1-30 review and adoption an estimate of the amount necessary to pay the
 1-31 state's contributions to the retirement system for the following
 1-32 biennium. In determining the amount to be certified, the board of
 1-33 trustees shall include 50 percent of the cost associated with
 1-34 eligible public junior college employees.

1-35 (b-1) For purposes of this section, a public junior college
 1-36 employee is eligible if the employee is:

1-37 (1) otherwise eligible to participate in the group
 1-38 benefits program; and

1-39 (2) an instructional or administrative employee whose
 1-40 salary may be fully paid from funds appropriated under the General
 1-41 Appropriations Act, regardless of whether the salary is actually
 1-42 paid from appropriated funds.

1-43 (b-2) In determining the amount described in Subsection
 1-44 (b), the number of eligible employees included for each college in
 1-45 each biennium may not be adjusted in a proportion greater than the
 1-46 change in student enrollment at each college during the reporting
 1-47 period.

1-48 SECTION 2. Section 825.407, Government Code, is amended to
 1-49 read as follows:

1-50 Sec. 825.407. COLLECTION OF CONTRIBUTIONS FROM
 1-51 NONEDUCATIONAL AND GENERAL FUNDS. (a) In this section:

1-52 (1) "General academic teaching institution" has the
 1-53 meaning assigned by Section 61.003, Education Code.

1-54 (2) "Medical and dental unit" has the meaning assigned
 1-55 by Section 61.003, Education Code.

1-56 (3) "Noneducational and general funds" means all funds
 1-57 of an institution of higher education except those funds used as a
 1-58 method of financing for an institutional appropriation in the
 1-59 General Appropriations Act or dedicated by the Constitution of the
 1-60 State of Texas.

2-1 (4) "Public junior college" has the meaning assigned
2-2 by Section 61.003, Education Code.

2-3 (b) The governing board of each general academic teaching
2-4 institution, the governing board of each public junior college or
2-5 each public junior college district, and the governing board of
2-6 each medical and dental unit shall reimburse the state, from
2-7 noneducational and general funds of the institution, public junior
2-8 college, or unit, for state contributions that are made based on any
2-9 portion of a member's salary that is paid from the noneducational
2-10 and general funds.

2-11 (c) The designated disbursing officer of each general
2-12 academic teaching institution, public junior college, and [~~the~~
2-13 ~~designated disbursing officer of each~~] medical and dental unit
2-14 shall:

2-15 (1) submit to the retirement system, at a time and in
2-16 the manner prescribed by the retirement system, a monthly report
2-17 containing a certification of the total amount of salary paid from
2-18 noneducational and general funds and the total amount of employer
2-19 contributions due under this section for the payroll period; and

2-20 (2) maintain and retain the following information:

2-21 (A) the name of each member employed by the
2-22 institution, public junior college, or unit who, for the most
2-23 recent payroll period, was paid wholly or partly from
2-24 noneducational and general funds;

2-25 (B) the amount of the employee's salary for the
2-26 most recent payroll period that was paid from noneducational and
2-27 general funds; and

2-28 (C) any other information the retirement system
2-29 determines is necessary to administer this section.

2-30 (d) A monthly report required under Subsection (c) shall be
2-31 accompanied by payment of the amount certified under Subdivision
2-32 (1) [~~(3)~~] of that subsection.

2-33 (e) After the end of each fiscal year, the retirement system
2-34 shall report to the comptroller of public accounts and the State
2-35 Auditor the name of any general academic teaching institution, any
2-36 public junior college, and any medical and dental unit delinquent
2-37 in the reimbursement of contributions under this section for the
2-38 preceding fiscal year and the amount by which each reported
2-39 institution, public junior college, or unit is delinquent.

2-40 (f) Any portion of the reimbursement required under this
2-41 section to be made for a fiscal year by a general academic teaching
2-42 institution, a public junior college, or a medical and dental unit
2-43 that remains unpaid on the first day of the next fiscal year accrues
2-44 interest, beginning on that day or the due date for the portion,
2-45 whichever is later, at an annual rate, compounded monthly, equal to
2-46 the rate established under Section 825.313(b)(1), plus two percent.

2-47 (g) The retirement system shall deposit all money it
2-48 receives under this section in the state contribution account.

2-49 SECTION 3. Section 830.201, Government Code, is amended by
2-50 adding Subsections (g), (h), and (i) to read as follows:

2-51 (g) In determining the amount to be appropriated for the
2-52 purposes of Subsection (a), the legislature shall include 50
2-53 percent of the cost associated with eligible public junior college
2-54 employees.

2-55 (h) For purposes of this section, a public junior college
2-56 employee is eligible if the employee is:

2-57 (1) otherwise eligible to participate in the group
2-58 benefits program; and

2-59 (2) an instructional or administrative employee whose
2-60 salary may be fully paid from funds appropriated under the General
2-61 Appropriations Act, regardless of whether the salary is actually
2-62 paid from appropriated funds.

2-63 (i) In determining the amount described in Subsection (g),
2-64 the number of eligible employees included for each college in each
2-65 biennium may not be adjusted in a proportion greater than the change
2-66 in student enrollment at each college during the reporting period.

2-67 SECTION 4. Subchapter G, Chapter 1551, Insurance Code, is
2-68 amended by adding Section 1551.3111 to read as follows:

2-69 Sec. 1551.3111. AMOUNT OF STATE CONTRIBUTION FOR CERTAIN

3-1 JUNIOR COLLEGE EMPLOYEES. (a) In determining the amount to be
3-2 certified under Section 1551.311, the board of trustees shall
3-3 include 50 percent of the cost associated with eligible public
3-4 junior college employees.

3-5 (b) For purposes of this section, a public junior college
3-6 employee is eligible if the employee is:

3-7 (1) otherwise eligible to participate in the group
3-8 benefits program; and

3-9 (2) an instructional or administrative employee whose
3-10 salary may be fully paid from funds appropriated under the General
3-11 Appropriations Act, regardless of whether the salary is actually
3-12 paid from appropriated funds.

3-13 (c) In determining the amount described in Subsection (a),
3-14 the number of eligible employees included for each college in each
3-15 biennium may not be adjusted in a proportion greater than the change
3-16 in student enrollment at each college during the reporting period.

3-17 SECTION 5. This Act takes effect immediately if it receives
3-18 a vote of two-thirds of all the members elected to each house, as
3-19 provided by Section 39, Article III, Texas Constitution. If this
3-20 Act does not receive the vote necessary for immediate effect, this
3-21 Act takes effect September 1, 2013.

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