

By: Murphy

H.B. No. 2608

A BILL TO BE ENTITLED

AN ACT

relating to municipal control of certain public retirement systems established for the benefit of municipal employees.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 810, Government Code, is amended by adding Section 810.004 to read as follows:

Sec. 810.004. MUNICIPAL CONTROL OF RETIREMENT SYSTEM PROVISIONS. (a) In this section, "public retirement system" has the meaning assigned by Section 802.001.

(b) Except as provided by Sections 66 and 67, Article XVI, Texas Constitution, and notwithstanding any other law, a municipality that is the sponsoring authority of a public retirement system that was created under a state statute, but is not a part of a statewide retirement system, may adopt by ordinance or resolution, as applicable, provisions that supplement or supersede the operative provisions of the public retirement system's statute, including any provision relating to the benefits, participation and eligibility requirements, funding source or amount, and administration of the system.

(c) To the extent of a conflict between a statute adopted before the effective date of the Act enacting this section that applies to a public retirement system described by Subsection (b) and a municipal ordinance or resolution adopted by the governing body of the sponsoring municipality of that retirement system under

1 this section, the municipal ordinance or resolution prevails.

2 SECTION 2. This Act takes effect immediately if it receives
3 a vote of two-thirds of all the members elected to each house, as
4 provided by Section 39, Article III, Texas Constitution. If this
5 Act does not receive the vote necessary for immediate effect, this
6 Act takes effect September 1, 2015.