

HOUSE
AMENDMENT

THIS AMENDMENT
ADOPTED

CONE/MELTON
MAY 30, 2012

CLERK OF THE HOUSE

REP. HAYES PROPOSES THE FOLLOWING AMENDMENT
No. TO H. 4967 (COUNCIL\BBM\10712HTC12):

REFERENCE IS TO PRINTER'S DATE .

**AMEND THE BILL, AS AND IF AMENDED, IN PART
IV, BY ADDING A NEW SECTION AT THE END
APPROPRIATELY NUMBERED TO READ:**

**/ SECTION ____ . A. SECTION 9-1-1660 OF THE
1976 CODE, AS LAST AMENDED BY ACT 387 OF
2000, IS FURTHER AMENDED BY ADDING TWO
NEW SUBSECTIONS AT THE END TO READ:**

**“(C) REGARDLESS OF WHETHER A MEMBER IS
IN SERVICE, IF A MEMBER DIES BEFORE
RETIREMENT AND, AT THE TIME OF THE**

MEMBER'S DEATH, WAS ELIGIBLE TO RECEIVE A SERVICE RETIREMENT ALLOWANCE PURSUANT TO SECTION 9-1-1510 OR SECTION 9-1-1515, THE PERSON NOMINATED BY A MEMBER TO RECEIVE THE FULL AMOUNT OF THE MEMBER'S ACCUMULATED CONTRIBUTIONS IF THE MEMBER DIES BEFORE RETIREMENT MAY ELECT TO RECEIVE, IN LIEU OF THE ACCUMULATED CONTRIBUTIONS, AN ALLOWANCE FOR LIFE IN THE SAME AMOUNT AS IF THE DECEASED MEMBER HAD RETIRED AT THE TIME OF THE MEMBER'S DEATH AND HAD NAMED THE PERSON AS BENEFICIARY UNDER AN ELECTION OF OPTION B OF SECTION 9-1-1620(A).

(D) IF A MEMBER HAS DESIGNATED MORE THAN ONE BENEFICIARY FOR THE RECEIPT OF THE MEMBER'S ACCUMULATED CONTRIBUTIONS IF THE MEMBER DIES BEFORE RETIREMENT, AND IF THOSE BENEFICIARIES BECOME ELIGIBLE TO ELECT AN ALLOWANCE PURSUANT TO THIS SECTION UPON THE MEMBER'S DEATH, ALL OF THE BENEFICIARIES MUST ELECT THE

ALLOWANCE IN ORDER FOR THE ALLOWANCE TO BECOME PAYABLE IN LIEU OF THE RETURN OF ACCUMULATED CONTRIBUTIONS.”

B. SECTION 9-11-130 OF THE 1976 CODE, AS LAST AMENDED BY ACT 387 OF 2000, IS FURTHER AMENDED BY ADDING TWO NEW SUBSECTIONS AT THE END TO READ:

“(3) REGARDLESS OF WHETHER A MEMBER IS IN SERVICE, IF A MEMBER DIES BEFORE RETIREMENT AND, AT THE TIME OF THE MEMBER’S DEATH, WAS ELIGIBLE TO RECEIVE A SERVICE RETIREMENT ALLOWANCE PURSUANT TO SECTION 9-11-60 OR SECTION 9-11-70, THE PERSON NOMINATED BY A MEMBER PURSUANT TO SECTION 9-11-110 TO RECEIVE A LUMP SUM AMOUNT IF THE MEMBER DIES BEFORE RETIREMENT MAY ELECT TO RECEIVE, IN LIEU OF THE LUMP SUM AMOUNT OTHERWISE PAYABLE, AN ALLOWANCE FOR LIFE IN THE SAME AMOUNT AS IF THE DECEASED MEMBER HAD RETIRED AT

THE TIME OF THE MEMBER'S DEATH AND HAD NAMED THE PERSON AS BENEFICIARY UNDER AN ELECTION OF OPTION B UNDER SECTION 9-11-150(A).

(4)IF A MEMBER HAS DESIGNATED MORE THAN ONE BENEFICIARY PURSUANT TO SECTION 9-11-110 TO RECEIVE A LUMP SUM AMOUNT IF THE MEMBER DIES BEFORE RETIREMENT, AND IF THOSE BENEFICIARIES BECOME ELIGIBLE TO ELECT AN ALLOWANCE PURSUANT TO THIS SECTION UPON THE MEMBER'S DEATH, ALL OF THE BENEFICIARIES MUST ELECT THE ALLOWANCE IN ORDER FOR THE ALLOWANCE TO BECOME PAYABLE IN LIEU OF THE LUMP SUM AMOUNT OTHERWISE PAYABLE.” /

RENUMBER SECTIONS TO CONFORM.

AMEND TITLE TO CONFORM.