AN ACT

To repeal sections 52.290, 86.207, 104.1091, 104.1205, 105.669, 137.280, 137.345, 140.100, 169.141, 169.324, 169.460, 169.490, 169.560, and 169.715, RSMo, and to enact in lieu thereof fifteen new sections relating to public employee retirement, with penalty provisions and delayed effective dates for certain sections.

Section A. Sections 52.290, 86.207, 104.1091, 104.1205, 105.669, 137.280, 137.345, 140.100, 169.141, 169.324, 169.460, 169.490, 169.560, and 169.715, RSMo, are repealed and fifteen new sections enacted in lieu thereof, to be known as sections 52.290, 86.207, 104.1091, 104.1092, 104.1205, 105.669, 137.280, 137.345, 140.100, 169.141, 169.324, 169.460, 169.490, 169.560, and 169.715, to read as follows:

52.290. 1. In all counties except counties having a charter form of government before January 1, 2008, and any city not within a county, the collector shall collect on behalf of the county a fee for the collection of delinquent and back taxes of [seven] nine percent on all sums collected to be added to the face of the tax bill and collected from the party paying the tax. [Two-sevenths] Of the nine percent of the fees collected pursuant to the provisions of this section, two-ninths shall be paid into the county general fund, [two-sevenths of the fees collected pursuant to the provisions of this section] two-ninths shall be paid into the tax maintenance fund of the county as required by section 52.312,

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.
and [three-sevenths of the fees collected pursuant to the provisions of this section] **five-ninths** shall be paid into the county employees' retirement fund created by sections 50.1000 to 50.1200. Notwithstanding provisions of law to the contrary, an authorization for collection of a fee for the collection of delinquent and back taxes in a county's charter, at a rate different than the rate allowed by law, shall control.

2. In all counties having a charter form of government, other than any county adopting a charter form of government after January 1, 2008, and any city not within a county, the collector shall collect on behalf of the county and pay into the county general fund a fee for the collection of delinquent and back taxes of two percent on all sums collected to be added to the face of the tax bill and collected from the party paying the tax except that in a county with a charter form of government and with more than two hundred fifty thousand but less than seven hundred thousand inhabitants, the collector shall collect on behalf of the county a fee for the collection of delinquent and back taxes of three percent on all sums collected to be added to the face of the tax bill and collected from the party paying the tax. If a county is required by section 52.312 to establish a tax maintenance fund, one-third of the fees collected under this subsection shall be paid into that fund; otherwise, all fees collected under the provisions of this subsection shall be paid into the county general fund.

3. Such county collector may accept credit cards as proper form of payment of outstanding delinquent and back taxes due. No county collector may charge a surcharge for payment by credit card.

86.207. 1. Except as provided herein, all persons who become policemen and all policemen who enter or reenter the service of any city not within a county after the first day of October, 1957, become members **of the system** as a condition of their employment and **during the period of their membership** shall receive no pensions or retirement allowance from any other pension or retirement system supported wholly or in part by the city not within a county or the state of Missouri, nor shall they be required to make contributions under any other pension or retirement system of the city not within a county or the state of Missouri for the same period of service, anything to the contrary notwithstanding. Any employee of a city not within a county who is earning creditable service in a retirement plan established by said city under section 95.540 and subsequently becomes a policeman may elect to remain a member of said retirement plan and shall not be required to become a member of a police
14 retirement system established under section 86.200. However, Officers employed by a city not within a county and occupying the position of "Airport Police Officer" shall not be required to become members as a condition of their employment. An employee of a city not within a county who is earning creditable service in a retirement plan established by said city under section 95.540 and who subsequently becomes a policeman may elect to transfer membership and creditable service to the police retirement system created under [section] sections 86.200 to 86.366. Such transfers are subject to the conditions and requirements contained in section 105.691 and are also subject to any existing agreements between the said retirement plans; provided however, transfers completed prior to January 1, 2016, shall occur without regard to the vesting requirements of the receiving plan contained in section 105.691].

As part of the transfer process described herein, the respective retirement plans may require the employee to acknowledge and agree as a condition of transfer that any election made under this section is irrevocable, constitutes a waiver of any right to receive retirement and disability benefits except as provided by the police retirement system, and that plan terms may be modified in the future.

2. If any member ceases to be in service for more than one year unless the member has attained the age of fifty-five or has twenty years or more of creditable service, or if the member withdraws the member's accumulated contributions or if the member receives benefits under the retirement system or dies, the member thereupon ceases to be a member; except in the case of a member who has served in the Armed Forces of the United States and has subsequently been reinstated as a policeman. A member who has terminated employment as a police officer, has actually retired and is receiving retirement benefits under the system shall be considered a retired member.

3. A reserve officer shall not be considered a member of the system for the purpose of determining creditable service, nor shall any contributions be due. A reserve officer shall not be entitled to any benefits from the system other than those awarded when the reserve officer originally retired under section 86.250, nor shall service as a reserve officer prohibit distribution of those benefits.

104.1091. 1. Notwithstanding any provision of the year 2000 plan to the contrary, each person who first becomes an employee on or after January 1, 2011, shall be a member of the year 2000 plan subject to the provisions of this section.

2. A member's normal retirement eligibility shall be as follows:

(1) The member's attainment of at least age sixty-seven and the
6 completion of at least ten years of credited service; or the member's attainment
7 of at least age fifty-five with the sum of the member's age and credited service
8 equaling at least ninety; or, in the case of a member who is serving as a
9 uniformed member of the highway patrol and subject to the mandatory retirement
10 provisions of section 104.081, such member's attainment of at least age sixty or
11 the attainment of at least age fifty-five with ten years of credited service;
12
13 (2) For members of the general assembly, the member's attainment of at
14 least age sixty-two and the completion of at least three full biennial assemblies;
15 or the member's attainment of at least age fifty-five with the sum of the member's
16 age and credited service equaling at least ninety;
17
18 (3) For statewide elected officials, the official's attainment of at least age
19 sixty-two and the completion of at least four years of credited service; or the
20 official's attainment of at least age fifty-five with the sum of the official's age and
21 credited service equaling at least ninety.
22
23 3. A vested former member's normal retirement eligibility shall be based
24 on the attainment of at least age sixty-seven and the completion of at least ten
25 years of credited service.
26
27 4. A temporary annuity paid pursuant to subsection 4 of section 104.1024
28 shall be payable if the member has attained at least age fifty-five with the sum
29 of the member's age and credited service equaling at least ninety; or in the case
30 of a member who is serving as a uniformed member of the highway patrol and
31 subject to the mandatory retirement provisions of section 104.081, the temporary
32 annuity shall be payable if the member has attained at least age sixty, or at least
33 age fifty-five with ten years of credited service.
34
35 5. A member, other than a member who is serving as a uniformed member
36 of the highway patrol and subject to the mandatory retirement provisions of
37 section 104.081, shall be eligible for an early retirement annuity upon the
38 attainment of at least age sixty-two and the completion of at least ten years of
39 credited service. A vested former member shall not be eligible for early
40 retirement.
41
42 6. The provisions of subsection 6 of section 104.1021 and section 104.344
43 as applied pursuant to subsection 7 of section 104.1021 and section 104.1090 shall
44 not apply to members covered by this section.
45
46 7. The minimum credited service requirements of five years contained in
47 sections 104.1018, 104.1030, 104.1036, and 104.1051 shall be ten years for
48 members covered by this section. The normal and early retirement eligibility
requirements in this section shall apply for purposes of administering section 104.1087.

8. A member shall be required to contribute four percent of the member's pay to the retirement system, which shall stand to the member's credit in his or her individual account with the system, together with investment credits thereon, for purposes of funding retirement benefits payable under the year 2000 plan, subject to the following provisions:

(1) The state of Missouri employer, pursuant to the provisions of 26 U.S.C. Section 414(h)(2), shall pick up and pay the contributions that would otherwise be payable by the member under this section. The contributions so picked up shall be treated as employer contributions for purposes of determining the member's pay that is includable in the member's gross income for federal income tax purposes;

(2) Member contributions picked up by the employer shall be paid from the same source of funds used for the payment of pay to a member. A deduction shall be made from each member's pay equal to the amount of the member's contributions picked up by the employer. This deduction, however, shall not reduce the member's pay for purposes of computing benefits under the retirement system pursuant to this chapter;

(3) Member contributions so picked up shall be credited to a separate account within the member's individual account so that the amounts contributed pursuant to this section may be distinguished from the amounts contributed on an after-tax basis;

(4) The contributions, although designated as employee contributions, shall be paid by the employer in lieu of the contributions by the member. The member shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the employer to the retirement system;

(5) Interest shall be credited annually on June thirtieth based on the value in the account as of July first of the immediately preceding year at a rate of four percent. Effective June 30, 2014, and each June thirtieth thereafter, the interest crediting rate shall be equal to the investment rate that is published by the United States Department of Treasury, or its successor agency, for fifty-two week treasury bills for the relevant auction that is nearest to the preceding July first, or a successor treasury bill investment rate as approved by the board if the fifty-two week treasury bill is no longer issued. Interest credits shall cease upon termination of employment if the member is not a vested former
member. Otherwise, interest credits shall cease upon retirement or death;

(6) A vested former member or a former member who is not vested may request a refund of his or her contributions and interest credited thereon. If such member is married at the time of such request, such request shall not be processed without consent from the spouse. Such member is not eligible to request a refund if such member's retirement benefit is subject to a division of benefit order pursuant to section 104.1051. Such refund shall be paid by the system after ninety days from the date of termination of employment or the request, whichever is later, and shall include all contributions made to any retirement plan administered by the system and interest credited thereon. A vested former member may not request a refund after such member becomes eligible for normal retirement. A vested former member or a former member who is not vested who receives a refund shall forfeit all the member's credited service and future rights to receive benefits from the system and shall not be eligible to receive any long-term disability benefits; provided that any member or vested former member receiving long-term disability benefits shall not be eligible for a refund. If such member subsequently becomes an employee and works continuously for at least one year, the credited service previously forfeited shall be restored if the member returns to the system the amount previously refunded plus interest at a rate established by the board;

(7) The beneficiary of any member who made contributions shall receive a refund upon the member's death equal to the amount, if any, of such contributions and interest credited thereon less any retirement benefits received by the member unless an annuity is payable to a survivor or beneficiary as a result of the member's death. In that event, the beneficiary of the survivor or beneficiary who received the annuity shall receive a refund upon the survivor's or beneficiary's death equal to the amount, if any, of the member's contributions less any annuity amounts received by the member and the survivor or beneficiary.

9. The employee contribution rate, the benefits provided under the year 2000 plan to members covered under this section, and any other provision of the year 2000 plan with regard to members covered under this section may be altered, amended, increased, decreased, or repealed, but only with respect to services rendered by the member after the effective date of such alteration, amendment, increase, decrease, or repeal, or, with respect to interest credits, for periods of time after the effective date of such alteration, amendment, increase, decrease, or repeal.
For purposes of members covered by this section, the options under section 104.1027 shall be as follows:

Option 1. A retiree's life annuity shall be reduced to a certain percent of the annuity otherwise payable. Such percent shall be eighty-eight and one half percent adjusted as follows: if the retiree's age on the annuity starting date is younger than sixty-seven years, an increase of three-tenths of one percent for each year the retiree's age is younger than age sixty-seven years; and if the beneficiary's age is younger than the retiree's age on the annuity starting date, a decrease of three-tenths of one percent for each year of age difference; and if the retiree's age is younger than the beneficiary's age on the annuity starting date, an increase of three-tenths of one percent for each year of age difference; provided, after all adjustments the option 1 percent cannot exceed ninety-four and one quarter percent. Upon the retiree's death, fifty percent of the retiree's reduced annuity shall be paid to such beneficiary who was the retiree's spouse on the annuity starting date or as otherwise provided by subsection 5 of this section.

Option 2. A retiree's life annuity shall be reduced to a certain percent of the annuity otherwise payable. Such percent shall be eighty-one percent adjusted as follows: if the retiree's age on the annuity starting date is younger than sixty-seven years, an increase of four-tenths of one percent for each year the retiree's age is younger than sixty-seven years; and if the beneficiary's age is younger than the retiree's age on the annuity starting date, a decrease of five-tenths of one percent for each year of age difference; and if the retiree's age is younger than the beneficiary's age on the annuity starting date, an increase of five-tenths of one percent for each year of age difference; provided, after all adjustments the option 2 percent cannot exceed eighty-seven and three quarter percent. Upon the retiree's death one hundred percent of the retiree's reduced annuity shall be paid to such beneficiary who was the retiree's spouse on the annuity starting date or as otherwise provided by subsection 5 of this section.

Option 3. A retiree's life annuity shall be reduced to ninety-three percent of the annuity otherwise payable. If the retiree dies before having received one hundred twenty monthly payments, the reduced annuity shall be continued for the remainder of the one hundred twenty-month period to the retiree's designated beneficiary provided that if there is no beneficiary surviving the retiree, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620. If the beneficiary survives the retiree but dies before receiving the remainder of such one hundred twenty monthly payments,
the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620.

Option 4. A retiree's life annuity shall be reduced to eighty-six percent of the annuity otherwise payable. If the retiree dies before having received one hundred eighty monthly payments, the reduced annuity shall be continued for the remainder of the one hundred eighty-month period to the retiree's designated beneficiary provided that if there is no beneficiary surviving the retiree, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620. If the beneficiary survives the retiree but dies before receiving the remainder of such one hundred eighty monthly payments, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620.

11. The provisions of subsection 6 of section 104.1024 shall not apply to members covered by this section.

12. Effective January 1, 2018, a member who is not a statewide elected official or a member of the general assembly shall be eligible for retirement under this subsection subject to the following conditions:

(1) A member's normal retirement eligibility shall be based on the attainment of at least age sixty-seven and the completion of at least five years of credited service; or the member's attainment of at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or, in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, such member's attainment of at least age sixty or the attainment of at least age fifty-five with five years of credited service;

(2) A vested former member's normal retirement eligibility shall be based on the attainment of at least age sixty-seven and the completion of at least five years of credited service;

(3) A temporary annuity paid under subsection 4 of section 104.1024 shall be payable if the member has attained at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or, in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, the temporary annuity shall be payable
if the member has attained at least age sixty, or at least age fifty-five
with five years of credited service;

(4) A member, other than a member who is serving as a
uniformed member of the highway patrol and subject to the mandatory
retirement provisions of section 104.081, shall be eligible for an early
retirement annuity upon the attainment of at least age sixty-two and
the completion of at least five years of credited service. A vested
former member shall not be eligible for early retirement;

(5) The normal and early retirement eligibility requirements in
this subsection shall apply for purposes of administering section
104.1087;

(6) The survivor annuity payable under section 104.1030 for
vested former members covered by this section shall not be payable
until the deceased member would have reached his or her normal
retirement eligibility under this subsection;

(7) The annual cost-of-living adjustment payable under section
104.1045 shall not commence until the second anniversary of a vested
former member's annuity starting date for members covered by this
subsection;

(8) The unused sick leave credit granted under subsection 2 of
section 104.1021 shall not apply to members covered by this subsection
unless the member terminates employment after reaching normal
retirement eligibility or becoming eligible for an early retirement
annuity under this subsection; and

(9) The minimum credited service requirements of five years
contained in sections 104.1018, 104.1030, 104.1036, and 104.1051 shall be
five years for members covered by this subsection.

104.1092. 1. In lieu of retirement annuity benefits otherwise
payable under the closed plan or year 2000 plan, any member who has
terminated employment, is entitled to a deferred annuity, and has not
yet reached normal retirement age or eligibility may make a one-time
election to receive a lump sum payment equal to a percentage of the
present value of such member's deferred annuity should a board choose
to establish such a program by board rule pursuant to section 104.1063.

2. Any such election under subsection 1 of this section may be
made by the member beginning on a date as established by the board
under such program but not after May 31, 2018. After May 31, 2018, no
such election shall be made and retirement annuity benefits shall only
be paid as otherwise provided by law under this chapter.

3. Any such member making such election under subsection 1 of
this section shall forfeit all such member's creditable or credited
service and future rights to receive retirement annuity benefits from
the system under this chapter and shall not be eligible to receive any
long-term disability benefits. If such member subsequently becomes an
employee, such member shall be considered a new employee with no
prior credited service and shall be subject to the provisions of section
104.1091.

104.1205. The board of trustees of the Missouri state employees'
retirement system shall:

1. Establish a defined contribution plan for outside employees which,
among other things, provides for immediate vesting;

2. Select a third-party administrator to provide such services as the
board determines to be necessary for the proper administration of the defined
contribution plan;

3. Select the investment products which shall be made available to the
participants in the defined contribution plan;

4. Annually establish the contribution rate used for purposes of
subsection 3 of section 104.1066 for employees of institutions who are other than
outside employees, which shall be done by considering all such employees to be
part of the general employee population within the Missouri state employees'
retirement system;

5. Establish the contribution rate for outside employees which shall be
equal to [one] six percent of payroll [less than the normal cost contribution rate
established pursuant to subdivision (4) of this section; and];

6. Require outside employees hired on or after July 1, 2018, to
contribute two percent of the employee's pay to the defined
contribution plan which shall be credited to a separate account within
the outside employee's individual account. The employing institution,
pursuant to the provisions of 26 U.S.C. Section 414(h)(2), shall pick up
and pay such contributions. The contributions so picked up shall be
treated as employer contributions for purposes of determining the
outside employee's pay that is includable in the outside employee's
gross income for federal income tax purposes. The outside employee's
contributions picked up by the employing institution shall be:

(a) Paid from the same source of funds used for the payment of pay to an outside employee. A deduction shall be made from each outside employee's pay equal to the amount of the outside employee's contributions picked up by the employing institution; and

(b) Paid by the employing institution in lieu of the contributions by the outside employee, although designated as employee contributions. The outside employee shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the employing institution to the defined contribution plan;

(7) Establish such rules and regulations as may be necessary to carry out the purposes of this section; and

(8) Allow outside employees to contribute to a supplemental account established by the employer. Such employees may elect to change the contribution rate in accordance with the terms of the supplemental account.

105.669. 1. Any participant of a plan who is convicted of a felony offense listed in subsection 3 of this section, which is committed in direct connection with or directly related to the participant's duties as an employee on or after August 28, 2014, shall not be eligible to receive any retirement benefits from the respective plan based on service rendered on or after August 28, 2014, except a participant may still request from the respective retirement system a refund of the participant's plan contributions, including interest credited to the participant's account.

2. [Upon a finding of guilt, the court shall forward a notice of the court's finding to] The employer of any participant who is charged or convicted of a felony offense listed in subsection 3 of this section, which is committed in direct connection with or directly related to the participant's duties as an employee on or after August 28, 2014, shall notify the appropriate retirement system in which the offender was a participant[. The court shall also make a determination on the value of the money, property, or services involved in committing the offense] and provide information in connection with such charge or conviction. The plans shall take all actions necessary to implement the provisions of this section.

3. [The finding of guilt for] A felony conviction based on any of the
following offenses or a substantially similar offense provided under federal law shall result in the ineligibility of retirement benefits as provided in subsection 1 of this section:

(1) The offense of felony stealing under section 570.030 when such offense involved money, property, or services valued at five thousand dollars or more [as determined by the court];

(2) The offense of felony receiving stolen property under section 570.080, as it existed before January 1, 2017, when such offense involved money, property, or services valued at five thousand dollars or more [as determined by the court];

(3) The offense of forgery under section 570.090;

(4) The offense of felony counterfeiting under section 570.103;

(5) The offense of bribery of a public servant under section 576.010; or

(6) The offense of acceding to corruption under section 576.020.

137.280. 1. Taxpayers’ personal property lists, except those of merchants and manufacturers, and except those of railroads, public utilities, pipeline companies or any other person or corporation subject to special statutory requirements, such as chapter 151, who shall return and file their assessments on locally assessed property no later than April first, shall be delivered to the office of the assessor of the county between the first day of January and the first day of March each year and shall be signed and certified by the taxpayer as being a true and complete list or statement of all the taxable tangible personal property. If any person shall fail to deliver the required list to the assessor by the first day of March, the owner of the property which ought to have been listed shall be assessed a penalty added to the tax bill, based on the assessed value of the property that was not reported, as follows:

<table>
<thead>
<tr>
<th>Assessed Valuation</th>
<th>Penalty</th>
</tr>
</thead>
<tbody>
<tr>
<td>0 - $1,000</td>
<td>$10.00</td>
</tr>
<tr>
<td>$1,001 - $2,000</td>
<td>$20.00</td>
</tr>
<tr>
<td>$2,001 - $3,000</td>
<td>$30.00</td>
</tr>
<tr>
<td>$3,001 - $4,000</td>
<td>$40.00</td>
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<tr>
<td>$4,001 - $5,000</td>
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</tr>
<tr>
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<td>$70.00</td>
</tr>
<tr>
<td>$7,001 - $8,000</td>
<td>$80.00</td>
</tr>
<tr>
<td>$8,001 - $9,000</td>
<td>$90.00</td>
</tr>
</tbody>
</table>
The assessor in any county of the first classification without a charter form of government with a population of one hundred thousand or more inhabitants which contains all or part of a city with a population of three hundred fifty thousand or more inhabitants shall omit assessing the penalty in any case where he or she is satisfied the neglect is unavoidable and not willful or falls into one of the following categories. The assessor in all other political subdivisions shall omit assessing the penalty in any case where he or she is satisfied the neglect falls into at least one of the following categories:

1. The taxpayer is in military service and is outside the state;
2. The taxpayer filed timely, but in the wrong county;
3. There was a loss of records due to fire or flood;
4. The taxpayer can show the list was mailed timely as evidenced by the date of postmark; or
5. The assessor determines that no form for listing personal property was mailed to the taxpayer for that tax year; or
6. The neglect occurred as a direct result of the actions or inactions of the county or its employees or contractors.

2. Between March first and April first, the assessor shall send to each taxpayer who was sent an assessment list for the current tax year, and said list was not returned to the assessor, a second notice that statutes require the assessment list be returned immediately. In the event the taxpayer returns the assessment list to the assessor before May first, the penalty described in subsection 1 of this section shall not apply. If said assessment list is not returned before May first by the taxpayer, the penalty shall apply.

3. It shall be the duty of the county commission and assessor to place on the assessment rolls for the year all personal property discovered in the calendar year which was taxable on January first of that year.

4. If annual waivers exceed forty percent then by February first of each year, the assessor shall transmit to the county employees' retirement fund an electronic or paper copy of the log maintained under subsection 3 of section 50.1020 for the prior calendar year.
penalty added to the tax bill, based on the assessed value of the property that was not reported, as follows:

<table>
<thead>
<tr>
<th>Assessed Valuation</th>
<th>Penalty</th>
</tr>
</thead>
<tbody>
<tr>
<td>0 - $1,000</td>
<td>[$10.00] $15.00</td>
</tr>
<tr>
<td>$1,001 - $2,000</td>
<td>[$20.00] $25.00</td>
</tr>
<tr>
<td>$2,001 - $3,000</td>
<td>[$30.00] $35.00</td>
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<tr>
<td>$3,001 - $4,000</td>
<td>[$40.00] $45.00</td>
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<tr>
<td>$4,001 - $5,000</td>
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<tr>
<td>$5,001 - $6,000</td>
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</tr>
<tr>
<td>$8,001 - $9,000</td>
<td>[$90.00] $95.00</td>
</tr>
<tr>
<td>$9,001 and above</td>
<td>[$100.00] $105.00</td>
</tr>
</tbody>
</table>

The assessor in any county of the first classification without a charter form of government with a population of one hundred thousand or more inhabitants which contains all or part of a city with a population of three hundred fifty thousand or more inhabitants shall omit assessing the penalty in any case where he or she is satisfied the neglect is unavoidable and not willful or falls into one of the following categories. The assessor in all other political subdivisions shall omit assessing the penalty in any case where he or she is satisfied the neglect falls into at least one of the following categories:

1. The taxpayer is in military service and is outside the state;
2. The taxpayer filed timely, but in the wrong county;
3. There was a loss of records due to fire, theft, fraud or flood;
4. The taxpayer can show the list was mailed timely as evidenced by the date of postmark; [or]
5. The assessor determines that no form for listing personal property was mailed to the taxpayer for that tax year; or
6. The neglect occurred as a direct result of the actions or inactions of the county or its employees or contractors.

2. It shall be the duty of the county commission and assessor to place on the assessment rolls for the year all property discovered in the calendar year which was taxable on January first of that year.

3. Between March first and April first, the assessor shall send to each taxpayer who was sent an assessment list for the current tax year, and said list was not returned to the assessor, a second notice that statutes require that the
assessment list be returned immediately. In the event the taxpayer returns the 
assessment list to the assessor before May first, the penalty described in 
subsection 1 of this section shall not apply. If said assessment list is not 
returned before May first by the taxpayer, the penalty shall apply.

4. The assessor, in the absence of the owner failing to deliver a required 
list of property is not required to furnish to the owner a duplicate of the 
assessment as made.

5. In every instance where a taxpayer has appealed to the board of 
equalization or the state tax commission the assessment of the taxpayer's 
property, real or personal, and that appeal has been successful, then in the next 
following and all subsequent years the basis upon which the assessor must base 
future assessments of the subject property shall be the basis established by the 
successful appeal and any increases must be established from that basis.

140.100. 1. Each tract of land in the back tax book, in addition to the 
amount of tax delinquent, shall be charged with a penalty of eighteen percent of 
each year's delinquency except that the penalty on lands redeemed prior to sale 
shall not exceed two percent per month or fractional part thereof.

2. For making and recording the delinquent land lists, the collector and 
the clerk shall receive ten cents per tract or lot and the clerk shall receive five 
cents per tract or lot for comparing and authenticating such list.

3. In all counties except counties having a charter form of 
government before January 1, 2008, and any city not within a county, 
in addition to the amount collected in subsection 2 of this section, for 
making and recording the delinquent land lists, the collector and the 
clerk shall each receive five dollars per tract or lot. The ten dollars 
shall be paid into the county employees' retirement fund established 
pursuant to section 50.1010.

169.141. 1. Any person receiving a retirement allowance under sections 
169.010 to 169.140, and who elected a reduced retirement allowance under 
subsection 3 of section 169.070 with his or her spouse as the nominated 
beneficiary, may nominate a successor beneficiary under either of the following 
circumstances:

(1) If the nominated beneficiary precedes the retired person in death, the 
retired person may, upon remarriage, nominate the new spouse under the same 
option elected in the application for retirement;

(2) If the marriage of the retired person and the nominated beneficiary is
dissolved, and if the dissolution decree provides for sole retention by the retired
person of all rights in the retirement allowance, the retired person may, upon
remarriage, nominate the new spouse under the same option elected in the
application for retirement.

2. Any nomination of a successor beneficiary under subdivision (1) or (2)
of subsection 1 of this section must be made in accordance with procedures
established by the board of trustees, and must be filed within ninety days of May
6, 1993, or within [ninety days] one year of the remarriage, whichever later
occurs. Upon receipt of a successor nomination filed in accordance with those
procedures, the board shall adjust the retirement allowance to reflect actuarial
considerations of that nomination as well as previous beneficiary and successor
beneficiary nominations.

3. Any person receiving a retirement allowance under sections
169.010 to 169.140 who elected a reduced retirement allowance under
subsection 3 of section 169.070 with his or her spouse as the nominated
beneficiary may have the retirement allowance increased to the amount
the retired member would be receiving had the retired member elected
option 1 if:

(1) The marriage of the retired person and the nominated spouse
is dissolved on or after September 1, 2017;

(2) The dissolution decree provides for sole retention by the
retired person of all rights in the retirement allowance; and

(3) The person receives a retirement allowance under subsection
3 of section 169.070.

Any such increase in the retirement allowance shall be effective upon
the receipt of an application for such increase and a certified copy of
the decree of dissolution that meets the requirements of this section.

169.324. 1. The annual service retirement allowance payable pursuant
to section 169.320 shall be the retirant's number of years of creditable service
multiplied by a percentage of the retirant's average final compensation,
determined as follows:

(1) A retirant whose last employment as a regular employee ended prior
to June 30, 1999, shall receive an annual service retirement allowance payable
pursuant to section 169.320 in equal monthly installments for life equal to the
retirant's number of years of creditable service multiplied by one and three-
fourths percent of the person's average final compensation, subject to a maximum
of sixty percent of the person's average final compensation;

(2) A retirant whose number of years of creditable service is greater than thirty-four and one-quarter on August 28, 1993, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service as of August 28, 1993, multiplied by one and three-fourths percent of the person's average final compensation but shall not receive a greater annual service retirement allowance based on additional years of creditable service after August 28, 1993;

(3) A retirant who was an active member of the retirement system at any time on or after June 30, 1999, and who either retires before January 1, 2014, or is a member of the retirement system on December 31, 2013, and remains a member continuously to retirement shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by two percent of the person's average final compensation, subject to a maximum of sixty percent of the person's final compensation;

(4) A retirant who becomes a member of the retirement system on or after January 1, 2014, including any retirant who was a member of the retirement system before January 1, 2014, but ceased to be a member for any reason other than retirement, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(5) Notwithstanding the provisions of subdivisions (1) to (4) of this subsection, effective January 1, 1996, any retirant who retired on, before or after January 1, 1996, with at least twenty years of creditable service shall receive at least three hundred dollars each month as a retirement allowance, or the actuarial equivalent thereof if the retirant elected any of the options available under section 169.326. Any retirant who retired with at least ten years of creditable service shall receive at least one hundred fifty dollars each month as a retirement allowance, plus fifteen dollars for each additional full year of creditable service greater than ten years but less than twenty years (or the actuarial equivalent thereof if the retirant elected any of the options available under section 169.326). Any beneficiary of a deceased retirant who retired with
at least ten years of creditable service and elected one of the options available under section 169.326 shall also be entitled to the actuarial equivalent of the minimum benefit provided by this subsection, determined from the option chosen.

2. Except as otherwise provided in sections 169.331, 169.580 and 169.585, payment of a retiree's retirement allowance will be suspended for any month for which such person receives remuneration from the person's employer or from any other employer in the retirement system established by section 169.280 for the performance of services except any such person other than a person receiving a disability retirement allowance under section 169.322 may serve as a nonregular substitute, part-time or temporary employee for not more than six hundred hours in any school year without becoming a member and without having the person's retirement allowance discontinued, provided that through such substitute, part-time, or temporary employment, the person may earn no more than fifty percent of the annual salary or wages the person was last paid by the employer before the person retired and commenced receiving a retirement allowance, adjusted for inflation. If a person exceeds such hours limit or such compensation limit, payment of the person's retirement allowance shall be suspended for the month in which such limit was exceeded and each subsequent month in the school year for which the person receives remuneration from any employer in the retirement system. In addition to the conditions set forth above, the restrictions of this subsection shall also apply to any person retired and currently receiving a retirement allowance under sections 169.270 to 169.400, other than for disability, who is employed by a third party or is performing work as an independent contractor if the services performed by such person are provided to or for the benefit of any employer in the retirement system established under section 169.280. The retirement system may require the employer receiving such services, the third-party employer, the independent contractor, and the retiree subject to this subsection to provide documentation showing compliance with this subsection. If such documentation is not provided, the retirement system may deem the retiree to have exceeded the limitations provided for in this subsection. If a retiree is reemployed by any employer in any capacity, whether pursuant to this section, or section 169.331, 169.580, or 169.585, or as a regular employee, the amount of such person's retirement allowance attributable to service prior to the person's first retirement date shall not be
changed by the reemployment. If the person again becomes an active member and earns additional creditable service, upon the person's second retirement the person's retirement allowance shall be the sum of:

(1) The retirement allowance the person was receiving at the time the person's retirement allowance was suspended, pursuant to the payment option elected as of the first retirement date, plus the amount of any increase in such retirement allowance the person would have received pursuant to subsection 3 of this section had payments not been suspended during the person's reemployment; and

(2) An additional retirement allowance computed using the benefit formula in effect on the person's second retirement date, the person's creditable service following reemployment, and the person's average final annual compensation as of the second retirement date. The sum calculated pursuant to this subsection shall not exceed the greater of sixty percent of the person's average final compensation as of the second retirement date or the amount determined pursuant to subdivision (1) of this subsection. Compensation earned prior to the person's first retirement date shall be considered in determining the person's average final compensation as of the second retirement date if such compensation would otherwise be included in determining the person's average final compensation.

3. The board of trustees shall determine annually whether the investment return on funds of the system can provide for an increase in benefits for retirants eligible for such increase. A retirant shall and will be eligible for an increase awarded pursuant to this section as of the second January following the date the retirant commenced receiving retirement benefits. Any such increase shall also apply to any monthly joint and survivor retirement allowance payable to such retirant's beneficiaries, regardless of age. The board shall make such determination as follows:

(1) After determination by the actuary of the investment return for the preceding year as of December thirty-first (the "valuation year"), the actuary shall recommend to the board of trustees what portion of the investment return is available to provide such benefits increase, if any, and shall recommend the amount of such benefits increase, if any, to be implemented as of the first day of the thirteenth month following the end of the valuation year, and first payable on or about the first day of the fourteenth month following the end of the valuation year. The actuary shall make such recommendations so as not to affect
the financial soundness of the retirement system, recognizing the following safeguards:

(a) The retirement system's funded ratio as of January first of the year preceding the year of a proposed increase shall be at least one hundred percent after adjusting for the effect of the proposed increase. The funded ratio is the ratio of assets to the pension benefit obligation;

(b) The actuarially required contribution rate, after adjusting for the effect of the proposed increase, may not exceed the then applicable employer and member contribution rate as determined under subsection 4 of section 169.350;

(c) The actuary shall certify to the board of trustees that the proposed increase will not impair the actuarial soundness of the retirement system;

(d) A benefit increase, under this section, once awarded, cannot be reduced in succeeding years;

(2) The board of trustees shall review the actuary's recommendation and report and shall, in their discretion, determine if any increase is prudent and, if so, shall determine the amount of increase to be awarded.

4. This section does not guarantee an annual increase to any retirant.

5. If an inactive member becomes an active member after June 30, 2001, and after a break in service, unless the person earns at least four additional years of creditable service without another break in service, upon retirement the person's retirement allowance shall be calculated separately for each separate period of service ending in a break in service. The retirement allowance shall be the sum of the separate retirement allowances computed for each such period of service using the benefit formula in effect, the person's average final compensation as of the last day of such period of service and the creditable service the person earned during such period of service; provided, however, if the person earns at least four additional years of creditable service without another break in service, all of the person's creditable service prior to and including such service shall be aggregated and, upon retirement, the retirement allowance shall be computed using the benefit formula in effect and the person's average final compensation as of the last day of such period of four or more years and all of the creditable service the person earned prior to and during such period.

6. Notwithstanding anything contained in this section to the contrary, the amount of the annual service retirement allowance payable to any retirant pursuant to the provisions of sections 169.270 to 169.400, including any adjustments made pursuant to subsection 3 of this section, shall at all times
comply with the provisions and limitations of Section 415 of the Internal Revenue Code of 1986, as amended, and the regulations thereunder, the terms of which are specifically incorporated herein by reference.

7. All retirement systems established by the laws of the state of Missouri shall develop a procurement action plan for utilization of minority and women money managers, brokers and investment counselors. Such retirement systems shall report their progress annually to the joint committee on public employee retirement and the governor's minority advocacy commission.

169.460. 1. Any member may retire and receive a normal pension upon his or her written application to the board of trustees setting forth at what time not less than fifteen days nor more than one hundred eighty days subsequent to the execution and filing of such application he or she desires to be retired; provided, that the member at the time so specified for his or her retirement either (a) shall have attained age sixty-five or (b) shall have attained an age which when added to the number of years of credited service of such member shall total a sum not less than [eighty-five] eighty. For purposes of computing any member's age under this section, the board shall, if necessary, add to his or her actual age any accumulated and unused days of sick leave included in his or her credited service.

2. Upon retirement pursuant to subsection 1 of this section, a member shall receive an annual pension payable in monthly installments in the following manner:

(1) A member hired prior to January 1, 2018, shall receive an annual pension payable in monthly installments equal to his or her number of years of credited service multiplied by two percent of his or her average final compensation subject to a maximum pension of sixty percent of his or her average final compensation; or

(2) A member hired for the first time on or after January 1, 2018, shall receive an annual pension payable in monthly installments equal to his or her number of years of credited service multiplied by one and three-fourths percent of such member's average final compensation subject to a maximum pension of sixty percent of the member's average final compensation.

3. A member who is not eligible for normal pension pursuant to subsection 1 of this section but who has attained age sixty and has five or more years of credited service may make application in the same manner as pursuant to
subsection 1 of this section for an early pension. His or her early pension shall be computed pursuant to subsection 2 of this section, but shall be reduced by five-ninths of one percent for each month such member's early retirement date precedes the earliest date he or she could have received a normal pension pursuant to subsection 1 of this section had his or her service continued.

4. Upon the written application of the member or of the employing board, any active member who has five or more years of credited service with such board and does not qualify for a normal pension pursuant to subsection 1 of this section may be retired by the board of trustees, not less than fifteen days and not more than one hundred eighty days next following the date of filing such application, and receive a disability pension, provided, that the medical board after a medical examination of such member or such member's medical records shall certify that such member is unable to further perform his or her duties due to mental or physical incapacity, and that such incapacity is likely to be permanent and that such member should be retired; or, provided the member furnishes evidence of the receipt of disability benefits under the federal Old Age, Survivors and Disability Insurance System of the Social Security Act. The determination of the board of trustees in the matter shall be final and conclusive. A member being retired pursuant to this subsection who has accumulated unused vacation and sick leave may elect to have the commencement of his or her disability pension deferred for more than one hundred eighty days during the period he or she is entitled to vacation and sick pay.

5. Upon retirement for disability, a member shall receive a disability pension until such time as he or she meets the requirements for a normal pension pursuant to subsection 1 of this section, at which time his or her disability pension will be deemed to be a normal pension. The member's disability pension shall be the larger of:

(1) A normal pension based on his or her credited service to the date of his or her retirement for disability and calculated as if he or she were age sixty-five; or

(2) One-fourth of his or her average final compensation; except that such benefit shall not exceed the normal pension which he or she would have received upon retirement if his or her service had continued and he or she had satisfied the eligibility requirements of subsection 1 of this section and had his or her final average compensation been unchanged.

6. Once each year during the first five years following retirement for
disability and once in every three-year period thereafter while receiving a
disability pension, the board of trustees may, and shall, require any member
receiving a disability pension who has not yet become eligible for a normal
pension pursuant to subsection 1 of this section to undergo a medical examination
at a place designated by the medical board or by a physician or physicians
designated by such board. If any such member receiving a disability pension
refuses to submit to such medical examination, his or her benefit may be
discontinued until his or her withdrawal of such refusal, and if his or her
refusal continues for one year, all rights in and to his or her pension may be
revoked by the board of trustees.

7. If the board of trustees finds that any member receiving a disability
pension is engaged in or is able to engage in a gainful occupation paying more
than the difference between his or her disability pension plus benefits, if any,
to which he or she and his or her family are eligible under the federal Old Age,
Survivors and Disability Insurance System of the Social Security Act and the
current rate of monthly compensation for the position he or she held at
retirement, then the amount of his or her disability pension shall be reduced to
an amount which together with the amount earnable by him or her shall equal
such current rate of monthly compensation. The decisions of the board of trustees
in regard to such modification of disability benefits shall be final and conclusive.

8. If any member receiving a disability pension is restored to service as
an employee, he or she shall again become an active member of the retirement
system and contribute thereunder. His or her credited service at the time of his
or her retirement for disability shall be restored and the excess of his or her
accumulated contributions at his or her retirement for disability over the total
disability pension payments which he or she received shall be credited to his or
her account.

9. If a member with fewer than five years credited service ceases to be an
employee, except by death, he or she shall be paid the amount of his or her
accumulated contributions in accordance with applicable provisions of the
Internal Revenue Code.

10. If a member with five years or more credited service ceases to be an
employee, except by death or retirement, he or she shall be paid on demand the
amount of his or her accumulated contributions, or he or she may leave his or
her accumulated contributions with the retirement system and be an inactive
member and claim a retirement benefit at any time after he or she reaches the
minimum age for retirement, except that if such a member's accumulated
contributions do not exceed the involuntary distribution limits under provisions
of the Internal Revenue Code, the member must elect to become an inactive
member within thirty days of employment separation to avoid application of the
involuntary distribution provisions of the Internal Revenue Code. When an
inactive member presents his or her valid claim to the board of trustees, he or
she shall be granted a benefit at such time and for such amount as is available
pursuant to subsection 2 or 3 of this section in accordance with the provisions of
law in effect at the time his or her active membership ceased. The accumulated
contributions of an inactive member may be withdrawn at any time upon ninety
days' notice or such shorter notice as is approved by the board of trustees. If an
inactive member dies before retirement, his or her accumulated contributions
shall be paid to his or her designated beneficiary, if living, otherwise to the
estate of the member. A member's accumulated contributions shall not be paid
to him or her so long as he or she remains in service as an employee.

11. Any member upon retirement shall receive his or her pension payable
throughout life subject to the provision that if his or her death occurs before he
or she has received total benefits at least as large as his or her accumulated
contributions at retirement, the difference shall be paid in one sum to his or her
designated beneficiary, if living, otherwise to the estate of the retired member.

12. Prior to the date of retirement pursuant to subsection 2, 3, or 4 of this
section, a member may elect to receive the actuarial equivalent of his or her
pension in a lesser amount, payable throughout life under one of the following
options with the provision that:

Option 1. Upon his or her death, his or her pension shall be continued
throughout the life of and paid to his or her beneficiary, or

Option 2. Upon his or her death, one-half of his or her pension shall be
continued throughout the life of and paid to his or her beneficiary, or

Option 3. Upon his or her death, his or her pension shall be continued
throughout the life of and paid to his or her beneficiary, provided that in the
event his or her designated beneficiary predeceases him or her, then his or her
pension shall be adjusted effective the first day of the month following the month
in which his or her designated beneficiary died to the amount determined
pursuant to subsection 2 or 3 of this section at the time of his or her retirement,
or

Option 4. Upon his or her death, one-half of his or her pension shall be
continued throughout the life of and paid to his or her beneficiary, provided that in the event his or her designated beneficiary predeceases him or her, then his or her pension shall be adjusted effective the first day of the month following the month in which his or her designated beneficiary died to the amount determined pursuant to subsection 2 or 3 of this section at the time of his or her retirement.

Option 5. Prior to age sixty-two the member will receive an increased pension, where the total pension prior to age sixty-two is approximately equal to the pension after age sixty-two plus the member's estimated federal Social Security benefit, provided that the reduced pension after age sixty-two is not less than one-half the pension the member could have received had no option been elected. A member may elect a combination of Option 1 and Option 5, or Option 2 and Option 5. The survivor benefits payable to a beneficiary, other than the spouse of the retired member, under any of the foregoing options shall in no event exceed fifty percent of the actuarial equivalent of the pension determined pursuant to subsection 2 or 3 of this section at the time of retirement.

13. If an option has been elected pursuant to subsection 12 of this section, and both the retired member and beneficiary die before receiving total benefits as large as the member's accumulated contributions at retirement, the difference shall be paid to the designated beneficiary of the person last entitled to benefits, if living, otherwise to the estate of the person last entitled to benefits.

14. If an active member dies while an employee and with five or more years of credited service and a dependent of the member is designated as beneficiary to receive his or her accumulated contributions, such beneficiary may, in lieu thereof, request that benefits be paid under option 1, subsection 12 of this section, as if the member had attained age sixty, if the member was less than sixty years of age at the time of his or her death, and had retired under such option as of the date of death, provided that under the same circumstances a member may provide by written designation that benefits must be paid pursuant to option 1 to such beneficiary. In addition to benefits received under option 1, subsection 12 of this section, a surviving spouse receiving benefits under this subsection shall receive sixty dollars per month for each unmarried dependent child of the deceased member who is under twenty-two years of age and is in the care of the surviving spouse; provided, that if there are more than three such unmarried dependent children one hundred eighty dollars shall be divided equally among them. A "dependent beneficiary" for the purpose of this subsection only shall mean either the surviving spouse or a person who at the
time of the death of the member was receiving at least one-half of his or her support from the member, and the determination of the board of trustees as to whether a person is a dependent shall be final.

15. In lieu of accepting the payment of the accumulated contributions of a member who dies after having at least eighteen months of credited service and while an employee, an eligible beneficiary or, if no surviving eligible beneficiary, the unmarried dependent children of the member under twenty-two years of age may elect to receive the benefits pursuant to subdivision (1), (2), (3), or (4) of this subsection. An "eligible beneficiary" is the surviving spouse, unmarried dependent children under twenty-two years of age or dependent parents of the member, if designated as beneficiary. A "dependent" is one receiving at least one-half of his or her support from the member at his or her death.

(1) A surviving spouse who is sixty-two years of age at the death of the member or upon becoming such age thereafter, and who was married to the member at least one year, may receive sixty dollars per month for life. A spouse may receive this benefit after receiving benefits pursuant to subdivision (2) of this subsection;

(2) A surviving spouse who has in his or her care an unmarried dependent child of the deceased member under twenty-two years of age may receive sixty dollars per month plus sixty dollars per month for each child under twenty-two years of age but not more than a total of two hundred forty dollars per month;

(3) If no benefits are payable pursuant to subdivision (2) of this subsection, unmarried dependent children under the age of twenty-two may receive sixty dollars each per month; provided that if there are more than three such children one hundred eighty dollars per month shall be divided equally among them;

(4) A dependent parent upon attaining sixty-two years of age may receive sixty dollars per month as long as not remarried provided no benefits are payable at any time pursuant to subdivision (1), (2), or (3) of this subsection. If there are two dependent parents entitled to benefits, sixty dollars per month shall be divided equally between them;

(5) If the benefits pursuant to this subsection are elected and the total amount paid is less than an amount equal to the accumulated contributions of a member at his or her death, the difference shall be payable to the beneficiary or the estate of the beneficiary last entitled to benefits.

16. If a member receiving a normal pension again becomes an active
member, his or her pension benefit payments shall cease during such membership and shall be resumed upon subsequent retirement together with such pension benefit as shall accrue by reason of his or her latest period of membership. Except as otherwise provided in section 105.269, a retired member may not receive a pension benefit for any month for which he or she receives compensation from an employing board, except he or she may serve as a part-time or temporary employee for not to exceed sixty days in any calendar year without becoming a member and without having his or her pension benefit discontinued. A retired member may also serve as a member of the board of trustees and receive any reimbursement for expenses allowed him or her because of such service without becoming an active member and without having his or her pension benefit discontinued or reduced.

17. Upon approval of the board of trustees, any member may make contributions in addition to those required. Any additional contributions shall be accumulated at interest and paid in addition to the benefits provided hereunder. The board of trustees shall make such rules and regulations as it deems appropriate in connection with additional contributions including limitations on amounts of contributions and methods of payment of benefits.

18. Notwithstanding any other provisions of this section, any member retiring on or after age sixty-five who has five or more years of credited service shall be entitled to an annual pension of the lesser of (a) an amount equal to his or her number of years of credited service multiplied by one hundred twenty dollars, or (b) one thousand eight hundred dollars. Upon the death of such member, any benefits payable to the beneficiary of such member shall be computed as otherwise provided.

169.490. 1. All the assets of the retirement system shall be held as one fund.

[1.] 2. (1) For any member hired before January 1, 2018, the employing board shall cause to be deducted from the compensation of each member at every payroll period five percent of his or her compensation[].

(2) Beginning January 1, 2018, the percentage in subdivision (1) of this subsection shall increase one-half of one percent annually until such time as the percentage equals nine percent.

(3) For any member hired for the first time on or after January 1, 2018, the employing board shall cause to be deducted from the compensation of each member at every payroll period nine percent of
such member's compensation.

(4) The amounts so deducted shall be transferred to the board of trustees and credited to the individual account of each member from whose compensation the deduction was made. In determining the amount earnable by a member in any payroll period, the board of trustees may consider the rate of earnable compensation payable to such member on the first day of the payroll period as continuing throughout such payroll period; it may omit deduction from compensation for any period less than a full payroll period if the employee was not a member on the first day of the payroll period; and to facilitate the making of the deductions, it may modify the deduction required of any member by such amount as shall not exceed one-tenth of one percent of the compensation upon the basis of which such deduction was made.

[(2)] (5) The deductions provided for herein are declared to be a part of the salary of the member and the making of such deductions shall constitute payments by the member out of his or her salary or earnings and such deductions shall be made notwithstanding that the minimum compensation provided by law for any member shall be reduced thereby. Every member shall be deemed to consent to the deductions made and provided for herein, and shall receipt for his or her full salary or compensation, and the making of said deductions and the payment of salary or compensation less said deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered during the period covered by the payment except as to benefits provided by sections 169.410 to 169.540.

[(3)] (6) The employing board may elect to pay member contributions required by this section as an employer pick up of employee contributions under Section 414(h)(2) of the Internal Revenue Code of 1986, as amended, and such contributions picked up by the employing board shall be treated as contributions made by members for all purposes of sections 169.410 to 169.540.

[2.] 3. If a retired member receiving a pension pursuant to sections 169.410 to 169.540 is restored to active service and again becomes an active member of the retirement system, there shall be credited to his or her individual account an amount equal to the excess, if any, of his or her accumulated contributions at retirement over the total pension benefits paid to him or her.

[3.] 4. Annually, the actuary for the retirement system shall calculate each employer's contribution as an amount equal to a certain percentage of the total compensation of all members employed by that employer. The percentage
shall be fixed on the basis of the liabilities of the retirement system as shown by the annual actuarial valuation. The annual actuarial valuation shall be made on the basis of such actuarial assumptions and the actuarial cost method adopted by the board of trustees, provided that the actuarial cost method adopted shall be in accordance with generally accepted actuarial standards and that the unfunded actuarial accrued liability, if any, shall be amortized by level annual payments over a period not to exceed thirty years. The provisions of this subsection shall expire on December 31, 2017; thereafter subsection 5 of this section shall apply.

5. For calendar year 2018, the rate of contribution payable by each employer shall equal sixteen percent of the total compensation of all members employed by that employer. For each calendar year thereafter, the percentage rate of contribution payable by each employer of the total compensation of all members employed by that employer shall decrease one-half of one percent annually until calendar year 2032 when the rate of contribution payable by each employer shall equal nine percent of the total compensation of all members employed by that employer. For subsequent calendar years after 2032, the rate of contribution payable by each employer shall equal nine percent of the total compensation of all members employed by that employer.

6. The expense and contingency reserve shall be a reserve for investment contingencies and estimated expenses of administration of the retirement system as determined annually by the board of trustees.

7. Gifts, devises, bequests and legacies may be accepted by the board of trustees to be held and invested as a part of the assets of the retirement system and shall not be separately accounted for except where specific direction for the use of a gift is made by a donor.

169.560. Any person retired and currently receiving a retirement allowance pursuant to sections 169.010 to 169.141, other than for disability, may be employed in any capacity in a district included in the retirement system created by those sections on either a part-time or temporary-substitute basis not to exceed a total of five hundred fifty hours in any one school year, and through such employment may earn up to fifty percent of the annual compensation payable under the [employing] district’s salary schedule for the position or positions filled by the retiree, given such person's level of experience and education, without a discontinuance of the person's retirement allowance. If the
employing school district does not utilize a salary schedule, or if the position in question is not subject to the employing district's salary schedule, a retiree employed in accordance with the provisions of this section may earn up to fifty percent of the annual compensation paid to the person or persons who last held such position or positions. If the position or positions did not previously exist, the compensation limit shall be determined in accordance with rules duly adopted by the board of trustees of the retirement system; provided that, it shall not exceed fifty percent of the annual compensation payable for the position in the [employing] school district that is most comparable to the position filled by the retiree. In any case where a retiree fills more than one position during the school year, the fifty-percent limit on permitted earning shall be based solely on the annual compensation of the highest paid position occupied by the retiree for at least one-fifth of the total hours worked during the year. Such a person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of employment. If such a person is employed in any capacity by such a district [on a regular, full-time basis,] in excess of the limitations set forth in this section, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person [and] shall contribute to the retirement system if the person satisfies the retirement system's membership eligibility requirements. In addition to the conditions set forth above, this section shall apply to any person retired and currently receiving a retirement allowance under sections 169.010 to 169.141, other than for disability, who is employed by a third party or is performing work as an independent contractor, if such person is performing work in a district included in the retirement system as a temporary or long-term substitute teacher or in any other position that would normally require that person to be duly certificated under the laws governing the certification of teachers in Missouri if such person was employed by the district. The retirement system may require the district, the third-party employer, the independent contractor, and the retiree subject to this section to provide documentation showing compliance with this section. If such documentation is not provided, the retirement system may deem the retiree to have exceeded the limitations provided in this section.
who elected a reduced retirement allowance under subsection 4 of section 169.670 with his or her spouse as the nominated beneficiary, may nominate a successor beneficiary under either of the following circumstances:

1. If the nominated beneficiary precedes the retired person in death, the retired person may, upon remarriage, nominate the new spouse under the same option elected in the application for retirement;

2. If the marriage of the retired person and the nominated beneficiary is dissolved, and if the dissolution decree provides for sole retention by the retired person of all rights in the retirement allowance, the retired person may, upon remarriage, nominate the new spouse under the same option elected in the application for retirement.

Any nomination of a successor beneficiary under subdivision (1) or (2) of subsection 1 of this section must be made in accordance with procedures established by the board of trustees, and must be filed within ninety days of May 6, 1993, or within one year of the remarriage, whichever later occurs. Upon receipt of a successor nomination filed in accordance with those procedures, the board shall adjust the retirement allowance to reflect actuarial considerations of that nomination as well as previous beneficiary and successor nominations.

Any person receiving a retirement allowance under sections 169.600 to 169.715 who elected a reduced retirement allowance under subsection 4 of section 169.670 with his or her spouse as the nominated beneficiary may have the retirement allowance increased to the amount the retired member would be receiving had the retired member elected option 1 if:

1. The marriage of the retired person and the nominated spouse is dissolved on or after September 1, 2017;

2. The dissolution decree provides for sole retention by the retired person of all rights in the retirement allowance; and

3. The person receives a retirement allowance under subsection 4 of section 169.670.

Any such increase in the retirement allowance shall be effective upon the receipt of an application for such increase and a certified copy of the decree of dissolution that meets the requirements of this section.

Section B. The repeal and reenactment of section 104.1205 of section A of
this act shall become effective July 1, 2018.

Section C. The repeal and reenactment of sections 52.290, 137.280, 137.345, and 140.100 of section A of this act shall become effective January 1, 2018.