

FIRST REGULAR SESSION

SENATE BILL NO. 412

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR CROWELL.

Read 1st time March 1, 2011, and ordered printed.

TERRY L. SPIELER, Secretary.

1811S.011

AN ACT

To repeal sections 104.190 and 104.480, RSMo, and to enact in lieu thereof two new sections relating to retirement.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Sections 104.190 and 104.480, RSMo, are repealed and two new
2 sections enacted in lieu thereof, to be known as sections 104.190 and 104.480, to
3 read as follows:

104.190. 1. The board shall keep a complete record of all its proceedings,
2 which shall be open at all reasonable hours to the inspection of any member. A
3 statement covering the operations of the system for the year, including income
4 and disbursements, and the financial condition of the system at the end of the
5 year, showing the actuarial valuation and appraisal of its assets and liabilities,
6 as of July first, shall each year be delivered to the governor of Missouri and be
7 made readily available to the members.

8 2. A system of member employment records necessary for the calculation
9 of retirement benefits shall be kept separate and apart from the customary
10 employee employment records.

11 3. The principal office of the system shall be located in Jefferson
12 City. The system shall have a seal bearing the inscription "Transportation
13 Department Employees' and Highway Patrol Retirement System", which shall be
14 in the custody of its executive director. The courts of this state shall take judicial
15 notice of the seal; and all copies of records, books, and written instruments which
16 are kept in the office of the system and are certified by the executive director
17 under said seal shall be proved or admitted in any court or proceeding as
18 provided by section 109.130.

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

19 4. The board shall arrange for annual audits of the records and accounts
20 of the system by a certified public accountant or by a firm of certified public
21 accountants. The state auditor [shall examine such audits at least] **may audit**
22 **the system** once every three years and report to the board and the governor.

104.480. 1. The board shall keep a complete record of all its proceedings,
2 which shall be open at all reasonable hours to the inspection of any member.

3 2. A statement covering the operations of the system for the year,
4 including income and disbursements, and of the financial condition of the system
5 at the end of the year, showing the actuarial valuation and appraisal of its assets
6 and liabilities, as of July first, shall each year be delivered to the governor of
7 Missouri and be made readily available to the members.

8 3. The principal office of the system shall be in Jefferson City. The
9 system shall have a seal bearing the inscription "Missouri State Employees'
10 Retirement System", which shall be in the custody of its director. The courts of
11 this state shall take judicial notice of the seal; and all copies of records, books,
12 and written instruments which are kept in the office of the system and are
13 certified by the director under the seal shall be proved or admitted in any court
14 or proceeding as provided by section 109.130.

15 4. The board shall arrange for annual audits of the records and accounts
16 of the system by a certified public accountant or by a firm of certified public
17 accountants. The state auditor [shall examine such audits at least] **may audit**
18 **the system** once every three years and report to the board and the governor.

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