

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 12-0181.01 Gregg Fraser x4325

SENATE BILL 12-084

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SENATE SPONSORSHIP

Lambert,

HOUSE SPONSORSHIP

Swalm,

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Senate Committees  
Finance

House Committees

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A BILL FOR AN ACT

101 CONCERNING PUBLIC EMPLOYEES' RETIREMENT ASSOCIATION  
102 TRANSPARENCY.

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

All information contained in the records of a member or retiree of the public employees' retirement association (PERA) is currently confidential. The bill would allow for the annual disclosure of specific information related to members and retirees who have ever been elected officials or cabinet-level appointees of elected officials.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 24-51-213, **add** (4)  
3 as follows:

4 **24-51-213. Confidentiality.** (4) NOTWITHSTANDING ANY OTHER  
5 PROVISION OF THIS SECTION TO THE CONTRARY, PLAN SOLVENCY  
6 INFORMATION CONTAINED IN THE RECORDS OF A MEMBER, INACTIVE  
7 MEMBER, OR RETIREE WHO HAS EVER RECEIVED ANY AMOUNT OF SALARY  
8 AS AN ELECTED OFFICIAL OR AS A CABINET-LEVEL APPOINTEE OF AN  
9 ELECTED OFFICIAL SHALL NOT BE KEPT CONFIDENTIAL. PLAN SOLVENCY  
10 INFORMATION FOR EACH SUCH MEMBER SHALL BE MADE AVAILABLE  
11 ANNUALLY BY THE ASSOCIATION TO THE PUBLIC. FOR PURPOSES OF THIS  
12 SUBSECTION (4), "PLAN SOLVENCY INFORMATION" MEANS A PERSON'S  
13 NAME, EACH POSITION HELD DURING EMPLOYMENT WITH AN EMPLOYER,  
14 AMOUNT OF ANY ANNUAL SALARY PAID FOR EACH POSITION, AMOUNT OF  
15 EMPLOYER AND EMPLOYEE CONTRIBUTIONS PAID ON SUCH SALARY, AGE  
16 OF RETIREMENT, HIGHEST AVERAGE SALARY, AND AMOUNT OF ANY  
17 BENEFITS PAID.

18 **SECTION 2. Act subject to petition - effective date.** This act  
19 shall take effect at 12:01 a.m. on the day following the expiration of the  
20 ninety-day period after final adjournment of the general assembly (August  
21 7, 2012, if adjournment sine die is on May 9, 2012); except that, if a  
22 referendum petition is filed pursuant to section 1 (3) of article V of the  
23 state constitution against this act or an item, section, or part of this act  
24 within such period, then the act, item, section, or part shall not take effect  
25 unless approved by the people at the general election to be held in

1 November 2012 and shall take effect on the date of the official  
2 declaration of the vote thereon by the governor.