

Senate Engrossed  
**FILED**

**MICHELE REAGAN**  
**SECRETARY OF STATE**

State of Arizona  
Senate  
Fifty-third Legislature  
First Regular Session  
2017

CHAPTER 272  
**SENATE BILL 1330**

AN ACT

AMENDING TITLE 9, CHAPTER 8, ARTICLE 3, ARIZONA REVISED STATUTES, BY  
ADDING SECTION 9-958; RELATING TO THE FIRE FIGHTERS' RELIEF AND PENSION  
FUND.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 9, chapter 8, article 3, Arizona Revised Statutes,  
3 is amended by adding section 9-958, to read:

4 9-958. Election to transfer excess assets from fire fighters'  
5 relief and pension fund; public safety personnel  
6 retirement system; alternate pension and benefit  
7 plan

8 A. NOTWITHSTANDING ANY OTHER LAW, IF A FIRE DISTRICT THAT IS  
9 ORGANIZED PURSUANT TO SECTION 48-803 AND THAT HAS AT LEAST FIVE FULL-TIME  
10 FIREFIGHTERS, EXCLUDING FIREFIGHTERS EMPLOYED BY THE FIRE DISTRICT  
11 PURSUANT TO A CONTRACT WITH A CORPORATION, ELECTS TO PROVIDE COVERAGE TO  
12 ITS FULL-TIME FIREFIGHTERS UNDER THE PUBLIC SAFETY PERSONNEL RETIREMENT  
13 SYSTEM PURSUANT TO SECTION 38-851, THE AMOUNT OF MONIES ACCUMULATED  
14 PURSUANT TO THIS ARTICLE THAT IS IN EXCESS OF THE AMOUNT NECESSARY TO  
15 PROVIDE BENEFITS FOR VOLUNTEER FIREFIGHTERS MAY BE TRANSFERRED TO THE  
16 PUBLIC SAFETY PERSONNEL RETIREMENT FUND FOR THE PURPOSES OF PAYING ANY  
17 PAST, PRESENT OR FUTURE SERVICE COSTS OF THE DISTRICT ATTRIBUTABLE TO THE  
18 FULL-TIME FIREFIGHTERS WHO ARE INCLUDED IN THE PUBLIC SAFETY PERSONNEL  
19 RETIREMENT SYSTEM EITHER AT THE TIME THE FIRE DISTRICT EXECUTES THE  
20 JOINDER AGREEMENT WITH THE SYSTEM OR THEREAFTER. BEFORE TRANSFERRING ANY  
21 MONIES TO THE PUBLIC SAFETY PERSONNEL RETIREMENT FUND, THE FIRE DISTRICT  
22 BOARD SHALL DETERMINE BY ACTUARIAL PROCEDURES PRESCRIBED BY THE MANAGER OF  
23 THE FIRE FIGHTERS' RELIEF AND PENSION FUND THE AMOUNT NECESSARY TO FULLY  
24 FUND ANY BENEFITS ACCRUED FOR VOLUNTEER FIREFIGHTERS AS OF THE DATE OR  
25 DATES OF THE PROPOSED TRANSFER OF MONIES AUTHORIZED BY THIS SECTION.

26 B. EXCESS MONIES IN THE FIRE FIGHTERS' RELIEF AND PENSION FUND THAT  
27 A FIRE DISTRICT ELECTS TO TRANSFER TO THE PUBLIC SAFETY PERSONNEL  
28 RETIREMENT FUND PURSUANT TO SUBSECTION A OF THIS SECTION MAY BE  
29 TRANSFERRED IN A LUMP SUM AT THE TIME THE FIRE DISTRICT EXECUTES ITS  
30 JOINDER AGREEMENT WITH THE PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM OR  
31 MAY BE TRANSFERRED IN INSTALLMENTS OR IN ANY OTHER MANNER ALLOWED BY THE  
32 FUND MANAGER OF THE PUBIC SAFETY PERSONNEL RETIREMENT SYSTEM.

33 C. IF A FIRE DISTRICT HAS MONIES IN THE FIRE FIGHTERS' RELIEF AND  
34 PENSION FUND IN EXCESS OF THE AMOUNT NECESSARY TO PROVIDE BENEFITS FOR  
35 VOLUNTEER FIREFIGHTERS AND THE FIRE DISTRICT HAS NOT MADE AN ELECTION TO  
36 COVER ITS FULL-TIME FIREFIGHTERS UNDER THE PUBLIC SAFETY PERSONNEL  
37 RETIREMENT SYSTEM PURSUANT TO SECTION 38-851 AND SUBSECTION A OF THIS  
38 SECTION, THAT FIRE DISTRICT MAY APPLY THE EXCESS MONIES TO AN ALTERNATE  
39 PENSION AND BENEFIT PLAN ESTABLISHED PURSUANT TO ARTICLE 4 OF THIS CHAPTER  
40 BY THAT DISTRICT FOR THE BENEFIT OF EITHER ITS PART-TIME OR FULL-TIME  
41 FIREFIGHTERS, OR BOTH. THE AMOUNTS THAT MAY BE TRANSFERRED TO THE  
42 ALTERNATE PENSION AND BENEFIT PLAN SHALL BE DETERMINED IN THE SAME MANNER  
43 AS SET FORTH IN SUBSECTION A OF THIS SECTION.

**APPROVED BY THE GOVERNOR MAY 3, 2017.**

**FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 3, 2017.**

Passed the House April 26, 20 17,

Passed the Senate February 22, 20 17,

by the following vote: 54 Ayes,

by the following vote: 30 Ayes,

0 Nays, 6 Not Voting

0 Nays, 0 Not Voting

[Signature]  
Speaker of the House  
*Pro Tempore*  
[Signature]  
Chief Clerk of the House

[Signature]  
President of the Senate  
[Signature]  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

27 day of April, 20 17,

at 10:30 o'clock A. M.

[Signature]  
Secretary to the Governor

Approved this 3rd day of

May, 20 17,

at 2:30 o'clock P. M.

[Signature]  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 3 day of May, 20 17,

at 5:16 o'clock P. M.

[Signature]  
Secretary of State

S.B. 1330