

ASRS INITIATIVES

SB1051 ASRS; Employer Payments; Ineligible Contributions – PASSED & SIGNED

Makes changes to A.R.S. § 38-738 to replace “legally obligated to” with “shall.”

Effective Date: September 29, 2021

SB1052 ASRS; Required Beginning Date; Distributions (Sponsor: Livingston) – PASSED & SIGNED

Makes changes to A.R.S. § 38-755 to update language to reflect changes in federal law regarding the age requirement for Required Minimum Distributions (RMD) and to indicate the ASRS will treat non-retired members who die after the federally mandated RMD date as if they had retired with a straight life annuity on their RMD date and will distribute any remaining survivor benefits accordingly. It also updates this statute and A.R.S. § 38-797.07 to clarify that a member may receive both RMD and Long-Term Disability benefits.

Effective Date: September 29, 2021

SB1053 ASRS; Nonparticipatory Employer Liability (Sponsor: Livingston) – PASSED & SIGNED

Makes changes to A.R.S. § 38-751 to remove (a) the threshold for when a reduction in contributing employees results in an Employer being deemed as nonparticipatory, and (b) the prohibition of allowing an Employer to enroll new members after the Employer is deemed nonparticipatory.

Effective Date: September 29, 2021

SB1054 ASRS; Self-Insurance Program (Sponsor: Livingston) – PASSED & SIGNED

Makes changes to A.R.S. §§ 38-782(A) and 38-783(F) to indicate how the ASRS may fund a self-insurance program by utilizing the Health Benefit Subsidy fund for reserves as needed.

Effective Date: September 29, 2021

SB1348 ASRS; Supplemental Employee Deferral Plans (Sponsor: Livingston) – PASSED & SIGNED

Makes changes to A.R.S. § 38-715 to remove subsection (F), A.R.S. § 38-781 to reflect multiple supplemental deferred compensation plans and corresponding vesting schedules, and repeal A.R.S. §§ 38-871 et seq.

Effective Date: September 29, 2021

HB2008 ASRS; Employer; Member; Contributions (Sponsor: Kavanagh) – PASSED & SIGNED

Makes changes to A.R.S. § 38-738 to indicate that the Employer must request a credit of any contributions the Employer paid in excess and return the employee portion to the employee. It also indicates that the member’s portion of a Contributions Not Withheld error cannot be corrected after the member’s death.

Effective Date: September 29, 2021

BILLS IMPACTING ASRS

SB1066 State Agencies; Technology Plans; Deadline (Sponsor: Gray) – PASSED & SIGNED

Changed the deadline to submit Information Technology plans to ADOA from September 1 to May 15.

Effective Date: September 29, 2021

SB1115 Revised Uniform Law; Notarial Act (Sponsor: Ugenti-Rita) – PASSED & SIGNED

2021 Legislative One-Page Summary*

Makes various changes to statutes relating to notarization.

Effective Date: September 29, 2021

SB1687 Governmental Entities; Social Media; Prohibition (Sponsor: Ugenti-Rita) – FAILED TO PASS

Prohibited governmental entities from using social media for any official or governmental purpose.

HB2059 Retirement Systems; Benefit Computation; Return-To-Work (Sponsor: Kavanagh) – PASSED & SIGNED

Makes changes to A.R.S. § 38-727 to clarify that an elected official as defined in A.R.S. § 38-831 who is a member of the ASRS is subject to ASRS statutes only if the elected official is eligible for ASRS service credit for the elected official's service.

Effective Date: September 29, 2021

HB2138 ABOR; Optional Retirement Programs (Sponsor: Kavanagh) – FAILED TO PASS

Makes changes to A.R.S. § 15-1628 to allow all University employees to elect to participate in the University Optional Retirement Plan.

HB2433 State Agencies; Cash Payment; Acceptance (Sponsor: Bolick) – FAILED TO PASS

Makes changes to A.R.S. § 35-142 to require all state agencies to accept cash and money orders to pay any amount due to the State.

HB2612 Retirement Systems; Investment Fees; Disclosures (Sponsor: Salman) – FAILED TO PASS

Requires ASRS and PSPRS to disclose specific investment fees relating to "alternative investments."

HB2696 Government Assistance; Point of Contact (Sponsor: Kaiser) – PASSED & SIGNED

Makes changes to A.R.S. § 41-1006 to require a state agency to provide the name, telephone number, and email address of the employee who is authorized to and able to provide information about the written communication, if the communication (1) demands payment of a tax, fee, penalty, fine, or assessment; (2) denies an application for a permit or license; (3) requests corrections, revisions, or additional information or materials needed for approval of any application for a permit, license or other authorization that is issued by the state agency. It also requires an employee who is authorized and able to provide information about any written communication regarding the abovementioned subject matter to reply to inquiries from a person regarding such written communication within five business days of the agency receiving such inquiry.

Effective Date: September 29, 2021

HB2814 Office of Administrative Hearings (OAH); Repeal (Sponsor: Bowers) – FAILED TO PASS

Repealed the OAH and the Uniform Administrative Hearings Procedures.

*Please note that more detailed information about this legislation and more can be found on the ASRS website in the [ASRS Bill Tracker](#). Additional information on legislation is also available on the Legislature website at <https://www.azleg.gov/>.