

**Adopted
AMENDMENT NO 1 PROPOSED TO**

Senate Bill No. 2055

BY: Senator(s) Robertson

1 **AMEND by striking the paragraph deletion on line 307 and**
2 **insert in lieu thereof the following:**

3 The * * * expense allowance for Justices of the Supreme Court
4 shall be reported as part of their compensation for retirement
5 purposes.

6 **AMEND by striking the paragraph deletion on line 335 and**
7 **insert in lieu thereof the following:**

8 The * * * expense allowance for Judges of the Court of Appeals
9 shall be reported as part of their compensation for retirement
10 purposes.

11 **FURTHER, AMEND by striking Section 3 in its entirety and**
12 **insert in lieu thereof the following:**

13 **SECTION 3.** For Justices of the Supreme Court and Judges of
14 the Court of Appeals, earned compensation under the laws governing
15 the Public Employees' Retirement System shall include the expense
16 allowances paid to them from and after December 31, 2003, that
17 were not reported as a part of their earned compensation to the
18 Public Employees' Retirement System under the following
19 conditions:

20 (a) The judge or justice must pay to the Public
21 Employees' Retirement System the employee contribution on the
22 expense allowance paid but not reported together with regular

23 interest from the date of the payment of the expense allowance to
24 the date of the payment required by this section.

25 (b) The employer must pay to the Public Employees'
26 Retirement System the employer contribution on the expense
27 allowance paid but not reported together with regular interest
28 from the date of the payment of the expense allowance to the date
29 of the payment required by this section.

30 (c) The employee and employer contributions and
31 interest due on the expense allowances paid but not reported must
32 be received by the Public Employees' Retirement System by not
33 later than December 31, 2007. If the total amount required to be
34 paid on all expense allowances paid but not reported is not
35 received by the Public Employees' Retirement System by December
36 31, 2007, the service attributable to the periods while in receipt
37 of the unreported expense allowance from and after December 31,
38 2003, to the effective date of this act shall not be eligible for
39 creditable service.