

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 199

BY EDUCATION COMMITTEE

AN ACT

1 RELATING TO THE STATE BOARD OF EDUCATION AND THE BOARD OF REGENTS
2 OF THE UNIVERSITY OF IDAHO; AMENDING CHAPTER 1, TITLE 33, IDAHO
3 CODE, BY THE ADDITION OF A NEW SECTION 33-107C, IDAHO CODE, TO
4 PROVIDE THAT THE STATE BOARD OF EDUCATION AND THE BOARD OF
5 REGENTS OF THE UNIVERSITY OF IDAHO MAY ESTABLISH ADDITIONAL
6 RETIREMENT PLANS FOR EMPLOYEES OF COLLEGES, UNIVERSITIES AND
7 THE STATE BOARD OF EDUCATION.
8

9 Be It Enacted by the Legislature of the State of Idaho:

10 SECTION 1. That Chapter 1, Title 33, Idaho Code, be, and the same is hereby amended
11 by the addition thereto of a NEW SECTION, to be known and designated as Section 33-107C,
12 Idaho Code, and to read as follows:

13 33-107C. BOARD MAY ESTABLISH ADDITIONAL RETIREMENT PLANS. (1) The
14 state board of education and the board of regents of the university of Idaho may establish
15 one (1) or more retirement plans as described herein for members of the teaching staff and
16 officers of the university of Idaho, Idaho state university, Boise state university, Lewis-Clark
17 state college and the state board of education who are eligible to participate in an optional
18 retirement program described in section 33-107A, Idaho Code, or section 33-107B, Idaho Code,
19 or who are vested members in the public employee retirement system of Idaho.

20 (2) A plan established under this section shall comply with federal tax laws applicable to
21 the design of the plan, which may include sections 401(a), 403(b), 415(m), 457(b) and 457(f) of
22 the Internal Revenue Code or other federal tax laws.

23 (3) To the extent permitted by federal tax law, a plan established under this section may
24 provide for contributions or payments solely at the direction of the employer, or deferral of an
25 employee's compensation at the election of the employee.