

**First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 25-0229.01 Nicole Myers x4326

SENATE BILL 25-028

SENATE SPONSORSHIP

Kolker, Kipp, Snyder

HOUSE SPONSORSHIP

Hamrick and Taggart,

Senate Committees

Finance

House Committees

A BILL FOR AN ACT

101 **CONCERNING A REQUIREMENT THAT THE PUBLIC EMPLOYEES'**
102 **RETIREMENT ASSOCIATION IMPLEMENT CERTAIN**
103 **RISK-REDUCTION MEASURES.**

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://leg.colorado.gov/>.)

Pension Review Commission. Currently, the public employees' retirement association (PERA) board (board) conducts or causes to be conducted an actuarial experience study of PERA and a periodic actuarial audit of PERA. Both the actuarial experience study and the periodic actuarial audit, neither of which are referenced in current law, are

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
*Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.*

conducted approximately once every 5 years, but the timing of the actuarial experience study and the periodic actuarial audit is not aligned.

The bill requires the board to conduct or cause to be conducted the actuarial experience study in the 2025 calendar year and every 4 years thereafter, rather than every 5 years. In addition, the bill requires the board to conduct or cause to be conducted the periodic actuarial audit of PERA in the 2026 calendar year and every 4 years thereafter, rather than every 5 years, and ensure that each periodic actuarial audit takes into consideration the results and findings of the actuarial experience study that was conducted during the prior calendar year.

In addition, beginning in the 2027 calendar year, and every 4 years thereafter, the state auditor is required to commission an independent review of the periodic actuarial audit that the board conducted or caused to be conducted in the prior calendar year by experts other than those already working on behalf of PERA. The experts commissioned to conduct the independent review are required to analyze how the periodic actuarial audit was conducted and provide an independent interpretation of the results of the periodic actuarial audit, including whether the periodic actuarial audit appropriately considered the results of the most recent actuarial experience study that the board conducted or caused to be conducted.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-51-204, **add** (12)

3 as follows:

4 **24-51-204. Duties of the board.** (12) BEGINNING WITH THE
5 ACTUARIAL EXPERIENCE STUDY OF THE ASSOCIATION THAT THE BOARD
6 CONDUCTED IN THE 2024 CALENDAR YEAR, AND EVERY FOUR YEARS
7 THEREAFTER, THE BOARD SHALL CONDUCT OR CAUSE TO BE CONDUCTED
8 AN ACTUARIAL EXPERIENCE STUDY OF THE ASSOCIATION. IN ADDITION,
9 BEGINNING IN THE 2026 CALENDAR YEAR, AND EVERY FOUR YEARS
10 THEREAFTER, THE BOARD SHALL CONDUCT OR CAUSE TO BE CONDUCTED
11 A PERIODIC ACTUARIAL AUDIT OF THE ASSOCIATION. THE BOARD SHALL
12 ENSURE THAT THE PERIODIC ACTUARIAL AUDIT OF THE ASSOCIATION
13 CONDUCTED IN THE 2026 CALENDAR YEAR AND EVERY FOUR YEARS

1 THEREAFTER PURSUANT TO THIS SUBSECTION (12) TAKES INTO
2 CONSIDERATION THE RESULTS AND FINDINGS OF THE MOST RECENT
3 ACTUARIAL EXPERIENCE STUDY OF THE ASSOCIATION THAT WAS
4 CONDUCTED PURSUANT TO THIS SUBSECTION (12).

5 **SECTION 2.** In Colorado Revised Statutes, 24-51.1-101, **amend**
6 **(4)(a) introductory portion, (4)(a)(I), and (4)(h) as follows:**

7 **24-51.1-101. Pension review commission - repeal.** (4) (a) The
8 subcommittee shall review the items specified in subsection (2) of this
9 section as they relate to the public employees' retirement association, as
10 applicable. In addition, the subcommittee shall:

11 (a) (I) Study the provisions of article 51 of this title 24 and make
12 necessary recommendations to the commission or the public employees'
13 retirement association;

14 (h) Every ~~three~~ FOUR years, WITHIN THREE MONTHS OF THE
15 RELEASE OF THE PERIODIC ACTUARIAL AUDIT OF THE ASSOCIATION
16 CONDUCTED OR CAUSED TO BE CONDUCTED BY THE BOARD OF THE PUBLIC
17 EMPLOYEES' RETIREMENT ASSOCIATION IN 2026 AND EVERY FOUR YEARS
18 THEREAFTER PURSUANT TO SECTION 24-51-204 (12), commission an
19 independent review of the economic and investment assumptions used to
20 model the public employees' retirement association financial situation.
21 The subcommittee shall use experts other than those already working on
22 behalf of the association AND SHALL ENSURE THAT THE EXPERTS REVIEW
23 THE FINDINGS FROM THE MOST RECENT PERIODIC ACTUARIAL AUDIT OF THE
24 ASSOCIATION CONDUCTED PURSUANT TO SECTION 24-51-204 (12).

25 **SECTION 3.** **Safety clause.** The general assembly finds,
26 determines, and declares that this act is necessary for the immediate
27 preservation of the public peace, health, or safety or for appropriations for

- 1 the support and maintenance of the departments of the state and state
- 2 institutions.