



Ninety-Eighth Legislature - Second Session - 2004
Committee Statement
LB 1098

Hearing Date: February 12, 2004
Committee On: Nebraska Retirement Systems

Introducer(s): (Nebraska Retirement Systems Committee)
Title: Change provisions relating to disability and death benefits under the Nebraska State Patrol Retirement Act

Roll Call Vote – Final Committee Action:

- X Advanced to General File
 - Advanced to General File with Amendments
 - Indefinitely Postponed
-

Vote Results:

| | | |
|---|---------------------|---|
| 6 | Yes | Senators Bourne, Erdman, Price, Stuhr, Synowiecki, Wehrbein |
| 0 | No | |
| 0 | Present, not voting | |
| 0 | Absent | |

Proponents:

Jason Hayes
 Joe Schaefer
 Korby Gilbertson
 Glenn Elwell

Representing:

Introducer
 Nebraska Public Employees Retirement Systems
 State Troopers Association of Nebraska
 State Troopers Association of Nebraska

Opponents:

Representing:

Neutral:

Anna Sullivan

Representing:

Nebraska Public Employees Retirement Systems

Summary of purpose and/or changes:

LB 1098 would change provisions relating to death benefits for members participating in the State Patrol Employees Retirement System. This legislative bill would provide a distribution formula to cover the possibility that a deceased member may have surviving minor children who are not residing in the household of the surviving spouse at the time of death, and would include children from a previous marriage.

LB 1098 would split the death benefit and distribute 66.6% to the surviving spouse and distribute 33.3% between the surviving dependent children. This legislation would apply both to members dying before retirement and members dying after retirement, who had surviving children under nineteen years of age. As each child reaches age nineteen, the benefit is

distributed proportionately to the remaining minor children. When all surviving children reach age nineteen, 75% of the benefit would then be distributed to the surviving spouse, until either death or remarriage occurs.

Section by Section Summary:

Section 1 Would split the death benefit and distribute 66.6% to the surviving spouse and distribute 33.3% between the surviving dependent children. Also cleans up existing death benefit language in the State Patrol Employees Retirement Act.

Section 2 Repeals original language.

Explanation of amendments, if any: None.

Senator Elaine Stuhr, Chairperson