

**SAMPLE LANGUAGE FOR USE BY A POLITICAL SUBDIVISION TO INITIATE 45 DAY PUBLIC INFORMATION PERIOD  
PRIOR TO ELECTING MEMBERSHIP IN THE MISSOURI LOCAL GOVERNMENT EMPLOYEES RETIREMENT SYSTEM**

The **(governing body – board, council, commission,)** of **(name of subdivision)** has received cost information for possible membership under the Missouri Local Government Employees Retirement System (LAGERS). Section 105.675 RSMo. provides that (a) when a political subdivision is adopting coverage with LAGERS, a prepared statement regarding the cost of adoption of coverage shall be prepared in accordance with Section 105.665 RSMo.; (b) the statement of cost shall be made available as public information for at least 45 calendar days before taking final action to adopt the change in benefits; and (c) the statement of cost shall be filed in the office of the clerk, secretary or other individual responsible for keeping the official records, and with the joint committee on public employee retirement In accordance with Section 105.675 Revised Statutes of Missouri. In compliance with section 105.675 RSMo, said cost information shall be made available for public inspection for at least 45 calendar days from today prior adoption of the benefit change. Interested parties may view a copy of this cost information at \_\_\_\_\_ and or/by contacting \_\_\_\_\_.

**LANGUAGE FOR ADOPTION OF THE  
MISSOURI LOCAL GOVERNMENT EMPLOYEES RETIREMENT SYSTEM**

**RESOLUTION/ORDINANCE NO:** \_\_\_\_\_

WHEREAS, the **(governing body – board, council, commission.)** of the **(name of subdivision)** desires to provide retirement benefits for its eligible employees under the Missouri Local Government Employees Retirement System (LAGERS), pursuant to the provisions of Sections 70.600 through 70.755, RSMo; and has complied with the notice and filing requirements of Section 105.675 RSMo; and

WHEREAS, the **(governing body – board, council, commission.)** of **(name of subdivision)** understands that, by joining LAGERS, the **(governing body – board, council, commission.)** of **(name of subdivision)** is accepting the legal obligation to fully fund the elected benefits now and in the future and that it will be financially able to do so.

WHEREAS, employees of the **(name of subdivision)** **(do / do not)** participate in the federal Social Security program; and

WHEREAS, the **(governing body – board, council, commission.)** of **(name of subdivision)** agrees not to commence coverage of its current or future employees under another retirement plan similar in purpose to LAGERS as is prohibited by Sections 70.615 and 70.620 RSMo.

NOW, THEREFORE, BE IT **RESOLVED/ORDAINED** that the **(governing body – board, council, commission.)** of the **(name of subdivision)**, a “political subdivision,” as defined in 70.600(19) RSMo, hereby elects to become a participating employer of the Missouri Local Government Employees Retirement System, as defined in Section 70.600(11) RSMo, and to thereby provide retirement benefits to all its eligible **( 1 )** under Benefit Program **( 2 )**, pursuant to Section 70.655.1 RSMo; and

BE IT FURTHER **RESOLVED/ORDAINED** that the **(governing body – board, council, commission.)** of the **(name of subdivision)** hereby elects that **( 3 )** of prior employment be considered for “prior service,” pursuant to Sections 70.600(20) RSMo and 70.640 RSMo, in calculating benefits and contributions to LAGERS. Such service shall be credited only to employees whom remain in a covered position with this employer for one full year after the effective date of membership and to any employee who becomes permanently disabled or passes away during the first year of membership pursuant to the provisions of Section 70.640 RSMo; and

BE IT FURTHER **RESOLVED/ORDAINED** that the **(governing body – board, council, commission.)** of the **(name of subdivision)** hereby elects that employees eligible to become members of LAGERS are those employees employed in positions normally requiring **( 4 )** hours of work a year, provided such employees are not members of another governmental retirement plan, or are otherwise excluded from membership in LAGERS by state law, pursuant to 16 CSR 20-2.010(B); and

BE IT FURTHER **RESOLVED/ORDAINED** that the **(governing body – board, council, commission.)** of the **(name of subdivision)** hereby elects to have the “final average salary” of its employee members determined over a **( 5 )** consecutive-month period pursuant to the provisions in Sections 70.600(12) and 70.656 RSMo; and

BE IT FURTHER **RESOLVED/ORDAINED** that the **(governing body – board, council, commission.)** of the **(name of subdivision)** hereby elects to require employees who become members of LAGERS to pay **( 6 )** employee contributions to LAGERS, pursuant to Section 70.705 RSMo; and

BE IT FURTHER **RESOLVED/ORDAINED** that the **(governing body – board, council, commission,)** of the **(name of subdivision)** hereby elects the **( 7 )** for all eligible employees in accordance with Sections 70.600(16) or 70.646 RSMo; and

BE IT FURTHER **RESOLVED/ORDAINED**, that the **(governing body – board, council, commission,)** of the **(name of subdivision)** agrees to hold LAGERS harmless from any liability with respect to this transaction, apart from those obligations imposed on LAGERS by sections 70.600 – 70.755 RSMo, provided the transaction is completed according to the terms contained herein; and

BE IT FURTHER **RESOLVED/ORDAINED** that the **(title of fiscal officer of the political subdivision )** is hereby authorized and directed to deduct from the wages or salaries of each employee member, the employee contributions, if any, required by Section 70.705, RSMo, and to promptly remit such contributions to LAGERS, along with the employer contributions required by Sections 70.705, 70.730, and 70.735 RSMo. It is understood there is no statutory provision for a participating political subdivision to terminate its membership under LAGERS; and

BE IT FURTHER **RESOLVED/ORDAINED** that the **(title of employer official or officials)** of the **(name of subdivision)** is hereby authorized and directed to take all actions, sign all documents, and to do any and all things and take any and all actions required to place the foregoing resolutions into effect, including the revision of any relevant ordinances and resolutions of the **(name of subdivision)** which shall be promptly submitted the **(governing body – board, council, commission,)** for approval; and

BE IT FURTHER **RESOLVED/ORDAINED** that the **(name of subdivision)** participation as a LAGERS employer will commence on the **first day of \_\_\_\_\_, 20\_\_\_\_\_.**

\_\_\_\_\_  
Signature (Presiding Officer of Governing Body)

**CERTIFICATION**

I hereby certify that the above **Resolution/Ordinance** is a true and correct copy of a **Resolution/ Ordinance** that was duly enacted by the **(governing body – board, council, commission,)** of the **(name of subdivision)**.

\_\_\_\_\_  
Date Signature (Secretary/Clerk)

**OPTIONS**

**1. Elect Group(s) of Employees to be Covered:**

- General employees
- General employees and Police Officers
- General employees and Firefighters
- General employees and Public Safety personnel
- General employees, Police Officers and Firefighters
- General employees, Police Officers and Public Safety personnel
- General employees, Firefighters, and Public Safety personnel
- General employees, Police Officers, Firefighters and Public Safety personnel

**2. Elect the Benefit Program for all Covered Employees:**

- L-1 (1.00% life allowance)
- L-3 (1.25% life allowance)
- L-7 (1.50% life allowance)
- L-12 (1.75% life allowance)
- LT-4(65) (1.00% life allowance, plus 1.00% temporary allowance to age 65)
- LT-5(65) (1.25% life allowance, plus 0.75% temporary allowance to age 65)
- LT-8(65) (1.50% life allowance, plus 0.50% temporary allowance to age 65)
- LT-14(65) (1.75% life allowance, plus 0.25% temporary allowance to age 65)
- L-6 (2.00% life allowance)
- L-11 (2.50% life allowance) Available only to political subdivisions not in Social Security

**3. Elect the amount of Prior Service to be covered for All Employees:**

- 100%      75%      50%      25%

**4. Elect the amount of Annual Hours an employee must work to be covered:**

- 1,500              1,250              1,000

**5. Elect the number of months for the Final Average Salary calculation:**

- 36                  60

**6. Elect if the employees will be required Contribute to LAGERS:**

- "2% of gross salary and wages as" (available for election after Sept 1, 2020)
- "4% of gross salary and wages as"
- "6% of gross salary and wages as" (available for election after Sept 1, 2020)
- "no." (If "no" is indicated, the political subdivision is responsible for all required contributions.)

**7. Elect the Retirement Eligibility for covered employees:**

- "minimum service retirement age"
- "alternate retirement option (Rule of 80),"