



STATE OF OKLAHOMA
FIREFIGHTERS PENSION AND RETIREMENT SYSTEM

TITLE 270. OKLAHOMA FIREFIGHTERS PENSION AND RETIREMENT SYSTEM
CHAPTER 10. FIREFIGHTERS PENSION AND RETIREMENT PLAN

RULE IMPACT STATEMENT

A. Brief description of the purpose of the proposed rule.

The proposed rule amendments to 270:10-1-8 set forth the requirement for a member of the Oklahoma Firefighters Pension and Retirement System (“System”) whose first date of employment with a participating employer of the System occurs on or after November 1, 2013 to be eligible for a paid vested benefit and to identify the amount of service time that may be corrected. The rule is amended to be consistent with changes for the System’s statutes. The proposed rule amendments also eliminate the rule regarding service credit for volunteer time for a volunteer firefighter who is appointed as a paid firefighter because the corresponding statute was changed and this rule is no longer necessary. The proposed rule amendments also modify the requirements for a disability pension for a volunteer firefighter who has completed ten (10) or more years of credited service to clarify that such a volunteer firefighter is entitled to the presumptions of 11 O.S. Section 49-110.

The proposed amendments to 270:10-1-8 also modify the rules concerning payment options under the Deferred Option Plan and the Deferred Option Plan under the Back DROP Provision for members whose first period of employment with a participating employer of the System occurred before November 1, 2013. This rule is amended to reflect current practice.

The proposed amendments to 270:10-1-8 clarify the definition of surviving spouse to be consistent with the System’s statutes. The rule amendments also clarify the payment options if a trust is a beneficiary.

The proposed rule amendments to 270:10-1-8 and 270:10-1-9 clarify that only non-Roth funds may be used to pay for reinstatement of prior service and the purchase of transferred credit service. The rule is amended to reflect current practice.

The proposed amendments to 270:10-1-10 delete the rule for direct rollovers because the statutes governing the System regarding the requirements for a direct rollover have been updated making this rule unnecessary.

B. Description of the classes of persons who most likely will be affected by the proposed rule, including classes that will bear the costs of the proposed rule, and any information on cost impacts received by the agency from any private or public entities.

The proposed rule changes should benefit the members and any participating municipality in the System. No cost impact is anticipated and no information on cost impact has been received from any private or public entities.



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C. Description of the classes of persons who will benefit from the proposed rule.

The proposed rule changes should benefit the members and beneficiaries and any participating municipality in the System.

D. Description of the probable economic impact of the proposed rule upon affected classes of persons or political subdivisions, including a listing of all fee changes and, whenever possible, a separate justification for each fee change.

The proposed rule changes do not have an economic impact. There are no fee changes.

E. The probable costs and benefits to the agency and to any other agency of the implementation and enforcement of the proposed rule, the source of revenue to be used for implementation and enforcement of the proposed rule, and any anticipated effect on state revenues, including a projected net loss or gain in such revenues if it can be projected by the agency.

No additional costs are anticipated in the implementation of the proposed rule changes.

F. Determination of whether implementation of the proposed rule will have an economic impact on any political subdivisions or require their cooperation in implementing or enforcing the rule.

The proposed rule changes should not have an economic impact on any political subdivisions and should not require their cooperation in implementing or enforcing the rule.

G. Determination of whether implementation of the proposed rule will have an adverse economic effect on small business as provided by the Oklahoma Small Business Regulatory Flexibility Act.

After consideration with reference to Section 303(A)(4) and 303(B)(6) of Title 75, it is believed that the proposed rules will have no adverse impact upon Small Business.

H. Explanation of the measures the agency has taken to minimize compliance costs and a determination of whether there are less costly or non-regulatory methods or less intrusive methods for achieving the purpose of the proposed rule.

The proposed changes are designed to minimize compliance costs by working within existing administrative processes.

I. Determination of the effect of the proposed rule on the public health, safety and environment and, if the proposed rule is designed to reduce significant risks to the public health, safety and environment, an explanation of the nature of the risk and to what extent the proposed rule will reduce the risk.

The proposed rule should have no effect on the public health, safety, and environment.



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J. Determination of any detrimental effect on the public health, safety and environment if the proposed rule is not implemented.

No effect on the public health, safety, or the environment will result if these rule amendments are not implemented.

K. Date the rule impact statement was prepared and if modified, the date modified.

January 25, 2016.