

BILL

No. 46

An Act to amend *The Municipal Employees' Pension Act*

(Assented to _____)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Saskatchewan, enacts as follows:

Short title

1 This Act may be cited as *The Municipal Employees' Pension Amendment Act, 2012*.

R.S.S. 1978, c.M-26 amended

2 *The Municipal Employees' Pension Act* is amended in the manner set forth in this Act.

Section 7 amended

3 **The following subsection is added after subsection 7(9):**

“(9.1) Subject to subsection (6), the commission may, before the term of:

- (a) the chairperson expires, appoint the chairperson for one additional term of one year; and
- (b) the vice-chairperson expires, appoint the vice-chairperson for one additional term of one year”.

New section 7.01

4 **The following section is added after section 7:**

“Majority and restriction on liability

7.01(1) Subject to subsection (2), a decision or any other action taken at a meeting of the commission constitutes a decision or action of the commission if it is voted for or approved by a majority of the members of the commission present at the meeting.

(2) No member of the commission is liable with respect to a decision or an action taken at a meeting of the commission if:

- (a) in the case of a member who was present at the meeting, the member:
 - (i) did not vote for or otherwise approve the decision or action taken at the meeting; and
 - (ii) requests that his or her dissent be entered into the minutes of the meeting; or
- (b) the member was not present at the meeting at which the decision was approved or action taken”.

Section 20.1 amended

5 The following subsection is added after subsection 20.1(2):

“(3) At any time before the date of death of a member, the member’s spouse may revoke a waiver provided pursuant to subsection (2) by providing a written notice of the revocation in a form acceptable to the commission”.

Section 21 amended

6 Subsection 21(3) is repealed and the following substituted:

“(3) If a beneficiary is the surviving spouse of a deceased employee, the surviving spouse may, instead of receiving the amount to which the beneficiary is entitled pursuant to subsection (2), make an election by providing notice to the commission within the period approved by the commission:

(a) to transfer the whole of the amount to which the beneficiary is entitled pursuant to subsection (2) to any plan or entity described in subsection 20(6) in the manner and to the extent prescribed for the purposes of subsection 20(5); or

(b) to receive an allowance calculated in accordance with subsection (4) or (5).

“(4) If the employee died before the earliest day on which the employee could have elected to receive an allowance, the allowance that the beneficiary is entitled to elect to receive pursuant to clause (3)(b) must be equal in value to the amount to which the beneficiary is entitled pursuant to subsection (2).

“(5) If the employee died on or after the earliest day on which the employee could have elected to receive an allowance, the allowance that the beneficiary is entitled to elect to receive pursuant to clause (3)(b) is an allowance calculated in accordance with section 22 or 23 as if the employee had commenced to receive his or her allowance on the date of death”.

Coming into force

7 This Act comes into force on assent.

SECOND SESSION

**Twenty-seventh
Legislature**

SASKATCHEWAN

B I L L

No. 46

An Act to amend *The Municipal
Employees' Pension Act*

Received and read the

First time

Second time

Third time

And passed

Honourable Ken Krawetz
