

**OREGON ADMINISTRATIVE RULE  
PUBLIC EMPLOYEES RETIREMENT BOARD  
CHAPTER 459  
DIVISION 075 – OPSRP PENSION PROGRAM**

**459-075-0060**

**Vesting in the OPSRP Pension Program**

For the purpose of determining vesting under ORS 238A.115(1)(a):

- (1) Hours of service performed for all participating public employers during a calendar year are included.
- (2) Hours of service performed during the six-month period required to establish membership under ORS 238A.100 are included.
- (3) For calendar years beginning on or after January 1, 2004, hours of service will be determined based on hours reported to PERS by the member's employer(s) pursuant to OAR 459-070-0100.
- (4) An eligible employee first employed by a participating public employer on or after August 29, 2003 and before January 1, 2004 is presumed to have performed less than 600 hours of service in calendar year 2003 unless records provided to PERS establish that the eligible employee performed at least 600 hours of service in the calendar year.
- (5) If a member of the PERS Chapter 238 Program is elected or appointed to the Legislative Assembly and elects under ORS 237.650 to participate in the Oregon Public Service Retirement Plan for the member's legislative service, for calendar years beginning before January 1, 2004, the member is presumed to have performed 600 hours of service in any calendar year in which the member was an active member of the system unless records provided to PERS establish that the eligible employee did not perform at least 600 hours of service in the calendar year.
- (6) Hours of service attributable to periods of active membership before termination of membership under ORS 238.095 and hours of service excluded under ORS 238A.120 and 238A.145 may not be included.

Stat. Auth.: ORS 238A.450

Stats. Implemented: ORS 238A.010, 238A.115