

2026 Regular Session

HOUSE BILL NO. 1017

BY REPRESENTATIVE KERNER

1 AN ACT

2 To enact R.S. 9:2801(A)(4)(g), relative to retirement benefits received from the Firefighters'
3 Retirement System; to provide with respect to the calculation of the community
4 portion of such benefits; to provide for effectiveness; and to provide for related
5 matters.

6 Notice of intention to introduce this Act has been published
7 as provided by Article X, Section 29(C) of the Constitution
8 of Louisiana.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 9:2801(A)(4)(g) is hereby enacted to read as follows:

11 §2801. Partition of community property and settlement of claims arising from
12 matrimonial regimes and co-ownership of former community property

13 A. When the spouses are unable to agree on a partition of community
14 property or on the settlement of the claims between the spouses arising either from
15 the matrimonial regime, or from the co-ownership of former community property
16 following termination of the matrimonial regime, either spouse, as an incident of the
17 action that would result in a termination of the matrimonial regime or upon
18 termination of the matrimonial regime or thereafter, may institute a proceeding,
19 which shall be conducted in accordance with the following rules:

20 * * *

21 (4) The court shall then partition the community in accordance with the
22 following rules:

23 * * *

24 (g) Notwithstanding any provision of law to the contrary, any increase in a
25 full-time firefighter's earnable compensation that occurs following termination of a
26 community of acquets and gains and that was conditioned on the firefighter's passage

