

SENATE BILL NO. 478

BY SENATORS BOUDREAUX AND COUSSAN AND REPRESENTATIVES BRYANT,  
CARLSON, CHASSION, EMERSON, HEBERT, LARVADAIN,  
LYONS, MYERS, SELDERS AND WALTERS

1 AN ACT

2 To amend and reenact the introductory paragraph of R.S. 11:1733(A) and 1733(C)(1), (D),  
3 (E), and (F)(3), relative to coverage of employees of incorporated cities, towns,  
4 villages, and tax boards or commissions; to provide for funding including  
5 contributions and other employer payments; to provide for Lafayette Consolidated  
6 Government Employees; to provide for an effective date; and to provide for related  
7 matters.

8 Notice of intention to introduce this Act has been published.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. The introductory paragraph of R.S. 11:1733(A) and 1733(C)(1), (D), (E),  
11 and (F)(3) are hereby amended and reenacted to read as follows:

12 §1733. Agreement for coverage of employees of incorporated cities, towns, villages  
13 and tax boards or commissions

14 A. Each incorporated city, town, or village or tax board or commission of a  
15 municipality or parish is hereby authorized to submit for board approval an  
16 agreement for extending the benefits of this Chapter to its employees. Each ~~such~~  
17 agreement or amendment thereof shall be approved by the board if it **finds that the**  
18 **agreement or amendment** is in conformity with the rules of the board, the  
19 requirements of this Chapter, and applicable state laws. Each agreement shall:

20 \* \* \*

21 C.(1) Each employer ~~as to~~ **for** which a plan has been approved under this  
22 Section shall pay into the contribution fund, with respect to earnings, ~~at such time~~  
23 ~~or times as the board may by regulation prescribe~~, contributions in the amounts and  
24 at the rates prescribed by the board as set forth in Parts III and IV of this Chapter **at**  
25 **such time or times as the board may by regulation prescribe.**

\* \* \*

1  
2 D. Every employer required to make payments pursuant to Subsection C of  
3 this Section, is authorized, in consideration of the employees' membership service,  
4 to impose upon its employees, as to services which are covered by an agreement, a  
5 contribution with respect to earnings as set forth in Parts III and IV of this Chapter  
6 and to deduct the amount of ~~such~~ **the** contribution from **the** earnings as and when  
7 paid. Contributions ~~so~~ collected shall be paid into the appropriate fund in partial  
8 discharge of the liability of ~~such~~ **the** employer. Failure to deduct ~~such~~ **the**  
9 contribution shall not relieve the employee or employer of liability thereof.

10 E. Delinquent payments due pursuant to Subsection C **or F** of this Section,  
11 may, with interest at the system's actuarial valuation rate compounded annually, be  
12 recovered by action in a court of competent jurisdiction against the employer liable  
13 therefor or shall, upon due certification of delinquency and at the request of the  
14 board, be deducted from any other monies payable to ~~such~~ **the** employer by any  
15 department or agency of the state.

F. \* \* \*

17 (3) The amount due shall be determined by the actuary employed by the  
18 system using the entry age normal funding method and shall ~~either~~ be paid **either**  
19 a lump sum or amortized over ten years in equal monthly payments with interest at  
20 the system's actuarial valuation rate in the same manner as regular payroll payments  
21 to the system, at the option of the employer. **Notwithstanding any other provisions**  
22 **in this Chapter, Lafayette City-Parish Consolidated Government may elect**  
23 **either or both as follows:**

24 **(a) To have any remaining balance related to a certification performed**  
25 **in accordance with R.S. 11:1733(F)(3) prior to June 30, 2024, be re-amortized**  
26 **over the period beginning July 1, 2024, and ending twenty years from the date**  
27 **from which payments were originally set to commence.**

28 **(b) To have any certification performed in accordance with R.S.**  
29 **11:1733(F)(3) on or after July 1, 2024, be amortized over twenty years in equal**  
30 **monthly payments with interest at the system's actuarial valuation interest rate**

1            in place at the time the certification is performed, in the same manner as  
2            regular payroll payments to the system.

3   \*       \*       \*

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PRESIDENT OF THE SENATE

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

\_\_\_\_\_

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_