

2015 Regular Session

HOUSE BILL NO. 46

BY REPRESENTATIVES REYNOLDS, ARNOLD, BERTHELOT, BROWN, BURRELL, CARTER, COX, FOIL, GISCLAIR, GUILLORY, HARRISON, HENRY, HILL, HOFFMANN, HOLLIS, HOWARD, HUNTER, IVEY, JACKSON, MIKE JOHNSON, JONES, MILLER, MONTOUCET, NORTON, OURSO, PRICE, RICHARD, SCHEXNAYDER, AND TALBOT

1 AN ACT

2 To amend and reenact R.S. 11:586(A)(introductory paragraph) and (B), 587, 589, 590(B)  
3 and (C), and 591(A), relative to benefits for children of certain wildlife agents in the  
4 enforcement division of the Department of Wildlife and Fisheries, to authorize  
5 receipt of benefits, in certain circumstances, after a child reaches majority; to provide  
6 relative to the marital status of such child and his eligibility for benefits; and to  
7 provide for related matters.

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

11 Be it enacted by the Legislature of Louisiana:

12 Section 1. R.S. 11:586(A)(introductory paragraph) and (B), 587, 589, 590(B) and  
13 (C), and 591(A) are hereby amended and reenacted to read as follows:

14 §586. Death benefits of minor children

15 A. If there is no surviving spouse to receive the pension due a widow of any  
16 member under R.S. 11:585, the minor children ~~under eighteen years of age~~ of the  
17 deceased member, ~~if any~~, shall receive a monthly pension in the proportions set out  
18 herein as follows:

19 \* \* \*

20 B. ~~As each child reaches eighteen years of age~~ When a child no longer meets  
21 the definition of minor child as provided in R.S. 11:403, he shall receive no further

1 benefits and the monthly pension shall be reduced by the amount previously paid to  
2 him.

3 §587. Death benefits of parents

4 If there is no surviving spouse and no minor children ~~under eighteen~~, a  
5 monthly pension of twenty-five percent of the average compensation of the deceased  
6 member shall be paid to the parent or parents of the deceased member, if they, or  
7 either of them, derived their main support from the member.

8 \* \* \*

9 §589. Death before age fifty-five

10 The surviving spouse, the minor children ~~under eighteen years of age~~, or the  
11 dependent parents of any member who dies prior to attaining age fifty-five and  
12 whose death occurs other than in the line of duty, but who at the time of death had  
13 at least fifteen years of service credit, shall be entitled to the same pension rights to  
14 which said member would have been entitled had he, at the time of death, retired in  
15 accordance with the provisions of R.S. 11:582, but computed solely on the basis of  
16 the number of years of service to his credit and without regard to his attained age at  
17 time of death.

18 §590. Forfeiture for remarriage

19 \* \* \*

20 B. If there are minor children ~~under eighteen years of age~~, the pension  
21 previously paid to the widow, or the portion thereof to which the deceased member's  
22 minor children ~~under eighteen years of age~~ are entitled under the provisions of this  
23 Subpart, shall be paid to the children in the same manner and for the same length of  
24 time as provided in R.S. 11:586 for the payment of pensions to children.

25 C. If there are no minor children ~~under eighteen years of age~~, the parent or  
26 parents of the deceased member who derived their main support from him shall  
27 receive the pension provided for them under the provisions of R.S. 11:587.

28 §591. Death of retired member

29 A. The surviving spouse, the minor children ~~under eighteen years of age~~, or  
30 the dependent parents of any retired member who dies shall receive as a pension

1           seventy-five percent of the monthly retirement pay which was being paid to the  
2           member prior to his death, in the following order of priority:

3                     (1) The surviving spouse.

4                     (2) The minor children of the deceased member ~~who are under eighteen~~  
5           ~~years of age~~, in the same manner and for the same length of time as provided in R.S.  
6           11:588.

7                     (3) The parents of the deceased, if they furnish to the board satisfactory  
8           proof that they were deriving their main support from the deceased member.

9   \*       \*       \*

10           Section 2. The cost of this Act, if any, shall be funded with additional employer  
11           contributions in compliance with Article X, Section 29(F) of the Constitution of Louisiana.

12           Section 3. This Act shall become effective upon signature by the governor or, if not  
13           signed by the governor, upon expiration of the time for bills to become law without signature  
14           by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
15           vetoed by the governor and subsequently approved by the legislature, this Act shall become  
16           effective on the day following such approval.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

\_\_\_\_\_  
PRESIDENT OF THE SENATE

\_\_\_\_\_  
GOVERNOR OF THE STATE OF LOUISIANA

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