

ACT No. 621

2016 Regular Session

HOUSE BILL NO. 14

BY REPRESENTATIVE PEARSON

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

AN ACT

To amend and reenact R.S. 11:181(A)(introductory paragraph), (B)(introductory paragraph), and (E), 511(1), 822(A)(5), 1162(A)(2), 1302(A)(6) and (7), 1471(A) and (C), 1541, 1651(B)(1), 1821(B)(5), 1981(B), 2091(B)(1), 2173(A)(introductory paragraph), 2225(A)(2)(a), and 2260(A)(2)(d) and to enact R.S. 11:2173(A)(7) and (8), relative to boards of trustees of the state and statewide retirement systems, plans, and funds; to authorize certain officers of the legislature to be trustees on such boards; to authorize appointment of designees; and to provide for related matters.

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

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 11:181(A)(introductory paragraph), (B)(introductory paragraph), and (E), 511(1), 822(A)(5), 1162(A)(2), 1302(A)(6) and (7), 1471(A) and (C), 1541, 1651(B)(1), 1821(B)(5), 1981(B), 2091(B)(1), 2173(A)(introductory paragraph), 2225(A)(2)(a), and 2260(A)(2)(d) are hereby amended and reenacted and R.S. 11: 2173(A)(7) and (8) are hereby enacted to read as follows:

§181. Composition of governing boards of state and statewide systems; per diem and expenses

A. Notwithstanding any other provision of law contained in any of the laws governing the state retirement systems listed in this Subsection, or any other laws to the contrary, a member of the House Committee on Retirement appointed by the chairman speaker of the House ~~Committee on Retirement~~ of Representatives and the chairman of the Senate Committee on Retirement, ex officio, or their designees, shall

1 serve as voting ~~ex officio~~ members of the governing boards of each of the following
2 state retirement systems:

3 * * *

4 B. Notwithstanding any other provision of law contained in any of the laws
5 governing the statewide retirement systems or funds listed in this Subsection, or any
6 other laws to the contrary, a member of the House Committee on Retirement
7 appointed by the chairman speaker of the House ~~Committee on Retirement of~~
8 Representatives and the chairman of the Senate Committee on Retirement, ex officio,
9 or their designees, shall serve as voting ~~ex officio~~ members of the governing boards
10 of each of the following statewide retirement systems or funds:

11 * * *

12 E. The member of the House Committee on Retirement appointed by the
13 ~~chairmen~~ speaker of the House ~~and of Representatives~~ and the chairman of the
14 Senate ~~committees on retirement~~ Committee on Retirement, or their designees if
15 members of the legislature, shall receive for attendance at meetings of the governing
16 boards of the above enumerated retirement systems the same per diem and expenses
17 as they receive for attendance at legislative committee meetings, and from the same
18 sources.

19 * * *

20 §511. Composition of board of trustees

21 The board of trustees shall consist of the following members:

22 (1) ~~The chairman of the Retirement Committee~~ A member of the House
23 Committee on Retirement appointed by the speaker of the House of Representatives,
24 ~~ex officio, or his~~ or the member's designee.

25 * * *

26 §822. Members of board of trustees; appointment or election; terms of office;
27 vacancies; compensation

28 A. The board shall consist of such trustees as follows:

29 * * *

1 (5) ~~The chairman of the Retirement Committee~~ A member of the House
 2 Committee on Retirement appointed by the speaker of the House of Representatives
 3 ~~of the Louisiana Legislature, ex officio, or his~~ or the member's designee.

4 * * *

5 §1162. Members of board of trustees; appointment or election; terms of office;
 6 vacancies; compensation

7 A. The board shall consist of the following trustees:

8 * * *

9 (2) ~~Chairman of the Retirement Committee~~ A member of the House
 10 Committee on Retirement appointed by the speaker of the House of Representatives,
 11 ~~ex officio, or his~~ or the member's designee.

12 * * *

13 §1302. Creation and composition of board; powers; expenses of administration

14 A. The Louisiana State Police Retirement System Board is created and is
 15 composed of the following members:

16 * * *

17 (6) ~~The chairman of the Retirement Committee~~ A member of the House
 18 Committee on Retirement appointed by the speaker of the House of Representatives
 19 ~~of the Louisiana Legislature~~ or the member's designee.

20 (7) The chairman of the ~~Retirement Committee of the Senate of the~~
 21 Louisiana Legislature Senate Committee on Retirement or his designee.

22 * * *

23 §1471. Membership and organization of board; election of members; vacancies

24 A. The board of trustees shall be composed of seventeen members as
 25 follows:

26 (1) The ~~the~~ president, vice president, and treasurer of the Louisiana
 27 Assessors' Association.

28 (2) Twelve ~~and twelve~~ other members who shall be elected for terms of two
 29 years, as provided in this ~~Subsection~~ Paragraph, and who may be reelected:

1 ~~(1)~~ (a) Eight regular member representatives, one elected from each of the

2 eight election districts established by the Louisiana Assessors' Association.

3 Elections for regular member representatives on the board shall be held in even-

4 numbered years for even-numbered districts and in odd-numbered years for odd-

5 numbered districts, in conformity with the bylaws of the association.

6 ~~(2)~~ (b) Two retiree representatives, nominated by the board and elected by

7 the retirees of the fund.

8 ~~(3)~~ (c) Two assessor employee representatives who are members of the fund,

9 nominated by the board, and elected by the assessor employees who are members of

10 the fund.

11 ~~(4)~~ The initial election for each of the twelve board members in Paragraphs

12 ~~(1), (2), and (3) of this Subsection shall be held in 2003. The members elected from~~

13 ~~even-numbered districts in 2003 shall serve three-year terms. Thereafter, elections~~

14 ~~shall be held as provided in this Subsection.~~

15 (3) A member of the House Committee on Retirement appointed by the

16 speaker of the House of Representatives, or the member's designee.

17 (4) The chairman of the Senate Committee on Retirement, or his designee.

18 * * *

19 C. In the event of a vacancy on the board, the vacancy shall be filled within

20 sixty days after the vacancy occurs. Any vacancy in the officer positions shall be

21 filled as provided for in the association bylaws. Any vacancy in one of the ~~twelve~~

22 other board positions shall be filled in the manner provided for in Subsection A of

23 this Section.

24 * * *

25 §1541. Board of trustees; membership; officers; vacancies

26 A. The board of trustees shall be composed of eleven members as follows:

27 ~~all of whom, except the designated ex-officio members, must have credit in the~~

28 ~~system for at least five years of service.~~

29 (1) The president of the Louisiana Clerks of Court Association who shall be

30 the president of the board;

1 (2) ~~the~~ The first vice president of ~~such association~~ the Louisiana Clerks of
2 Court Association who shall be vice president of the board, ~~and~~.

3 (3) ~~the~~ The treasurer of ~~such association~~ the Louisiana Clerks of Court
4 Association who shall be treasurer of the board,;

5 (4) ~~the~~ The second vice president of ~~such association~~ ~~shall be a member of~~
6 ~~the board;~~ the Louisiana Clerks of Court Association.

7 (5) ~~the~~ The immediate past president of the Louisiana Clerks of Court
8 Association ~~shall be a member of the board;~~;

9 (6) a A retired clerk of court who is receiving regular or disability retirement
10 benefits ~~shall be elected to the board~~ to serve a term of two years by ~~such~~
11 ~~association;~~ the Louisiana Clerks of Court Association.

12 (7) ~~three~~ Three of the directors of ~~such association~~ the Louisiana Clerks of
13 Court Association shall be elected ~~to the board~~ by the association to serve a term of
14 five years.

15 (8) ~~The chairman of the House Committee on Retirement and~~ A member of
16 the House Committee on Retirement appointed by the speaker of the House of
17 Representatives, or his designee.

18 (9) ~~the~~ The chairman of the Senate Committee on Retirement or ~~their~~
19 ~~authorized designees~~ his designee. ~~shall serve as ex officio voting members of the~~
20 ~~board of trustees.~~

21 B. Except for the designated ex officio members, the members of the board
22 of trustees shall have credit in the system for at least five years of service.

23 C. Any vacancy on the board shall be filled by an election by the board of
24 directors of the Louisiana Clerks of Court Association within sixty days of the
25 creation of the vacancy.

26 * * *

27 §1651. Board of trustees; membership; vacancies; compensation

28 * * *

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored
are additions.

1 B. The board shall consist of nine trustees as follows:

2 (1)(a) ~~The chairman of the Retirement Committee~~ A member of the House
3 Committee on Retirement appointed by the speaker of the House of Representatives,
4 or the member's designee. ~~and the chairman of the Retirement Committee of the~~
5 ~~Senate of the Louisiana Legislature, or their designees, shall serve as voting ex~~
6 ~~officio members.~~

7 (b) The chairman of the Senate Committee on Retirement, or his designee.

8 * * *

9 §1821. Board of trustees; membership; term of office; oath of office; compensation;
10 voting power; vacancies

11 * * *

12 B. The board shall be composed of eleven trustees as follows:

13 * * *

14 (5) ~~The chairman~~ A member of the House Committee on Retirement
15 appointed by the speaker of the House ~~Committee on Retirement,~~ who shall serve as
16 a voting ~~ex officio member, or his~~ member, or the member's designee.

17 * * *

18 §1981. Board of trustees; membership; term of office; oath of office; compensation;
19 voting power; vacancies

20 * * *

21 B. The board shall ~~consist of seven trustees,~~ be composed of the following
22 seven members:

23 (1) ~~four~~ Four active or retired members of the system who shall have at least
24 ten years of creditable service and at least three of whom shall be active and
25 contributing members of the Parochial Employees' Retirement System, elected by
26 the members of this system in accordance with the election rules prescribed by the
27 board;

28 (2) ~~one of whom shall be~~ One member appointed by the executive board of
29 the Police Jury Association of Louisiana from its membership, ~~and~~ who shall be an
30 elected official;

1 ~~(3) one of whom shall be the~~ The chairman of the Senate Retirement
2 Committee on Retirement, or his designee, ~~who shall serve as a voting ex officio~~
3 ~~member; and.~~

4 ~~(4) one of whom shall be~~ A member of the House Committee on Retirement
5 appointed by the chairman speaker of the House Retirement ~~Committee of~~
6 Representatives, or his ~~the member's~~ designee, ~~who shall serve as a voting ex officio~~
7 ~~member.~~

8 * * *

9 §2091. Board of trustees; membership; vacancies; compensation

10 * * *

11 B. The board shall consist of eight trustees as follows:

12 (1) ~~The chairman~~ A member of the House Committee on Retirement
13 appointed by the speaker of the House ~~Committee on Retirement of Representatives~~,
14 ~~ex officio, or his~~ or the member's designee.

15 * * *

16 §2173. Board of trustees; executive counsel; educational requirements

17 A. The board of trustees shall consist of ~~fourteen~~ sixteen voting members as
18 follows:

19 * * *

20 (7) A member of the House Committee on Retirement appointed by the
21 speaker of the House of Representatives, or the member's designee.

22 (8) The chairman of the Senate Committee on Retirement, ex officio, or his
23 designee.

24 * * *

25 §2225. Administration

26 A. Board of trustees:

27 * * *

28 (2)(a) The board shall consist of fifteen trustees as follows: Seven members,
29 three of whom shall not be chiefs of police but shall be active contributing members
30 of the system with ten or more years of creditable service, and four of whom shall

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 be active contributing chiefs of police, with four or more years of creditable service
 2 provided that no municipal police department shall have more than one member and
 3 one chief of police on the board at the same time; two regular retirees of the system,
 4 one retired from Chiefs District I and one retired from Chiefs District II as those
 5 districts are comprised in Subparagraphs (b) and (c) of this Paragraph; ~~four~~ three ex
 6 officio trustees to include ~~the chairman of the House of Representatives Committee~~
 7 ~~on Retirement or his designee~~, the chairman of the Senate Committee on Retirement
 8 or his designee, the commissioner of administration or his designee, and the state
 9 treasurer or his designee; a member of the House Committee on Retirement
 10 appointed by the speaker of the House of Representatives or the member's designee;
 11 and two mayors appointed by the Louisiana Municipal Association from
 12 municipalities having police departments participating in the system, to serve at the
 13 pleasure of the Louisiana Municipal Association. The retired trustees shall be
 14 elected by the retired members of the system for a term of five years with the first
 15 retired trustees' terms to commence on July 1, 1997. Whenever the term of a board
 16 member expires, the term of the newly elected board member shall be for a term of
 17 five years. The director of the retirement system shall be selected by the board of
 18 trustees. Election of members shall be under such rules and regulations as the board
 19 of trustees shall establish.

* * *

§2260. Administration

A. Board of trustees:

* * *

(2) The board shall consist of ten trustees as follows:

* * *

26 (d) ~~The chairman~~ (i) A member of the House Committee on Retirement
 27 appointed by the speaker of the House of Representatives Committee on Retirement
 28 and, or the member's designee.

1 (ii) ~~the~~ The chairman of the Senate Committee on Retirement, or ~~their~~
2 ~~designees~~ his designee.

* * *

4 Section 2. This Act shall become effective upon signature by the governor or, if not
5 signed by the governor, upon expiration of the time for bills to become law without signature
6 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
7 vetoed by the governor and subsequently approved by the legislature, this Act shall become
8 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____