2017 Regular Session

HOUSE BILL NO. 4

BY REPRESENTATIVE MIGUEZ

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

RETIREMENT/TEACHERS: Provides relative to the reemployment of retired school
        nurses in positions covered by the Teachers' Retirement System of La.

1   AN ACT

2   To amend and reenact R.S. 11:710(A)(8) and to enact R.S. 11:710(A)(5)(d) and (9), relative

3   to the reemployment of retired members of the Teachers' Retirement System of

4   Louisiana in school nurse positions covered by the system; to authorize the

5   reemployment of retirees as school nurses; to provide relative to earnings restrictions

6   on such reemployment; and to provide for related matters.

7   Notice of intention to introduce this Act has been published

8   as provided by Article X, Section 29(C) of the Constitution

9   of Louisiana.

10   Be it enacted by the Legislature of Louisiana:

11   Section 1. R.S. 11:710(A)(8) is hereby amended and reenacted and R.S.

12   11:710(A)(5)(d) and (9) are hereby enacted to read as follows:

13   §710. Employment of retirees

14   A. Definitions. As used in this Section, the following words and phrases

15   shall have the following meanings, unless a different meaning is clearly required by

16   the context:

17   *   *   *

18   (5) "Reemployment-eligible position" means any of the following:

19   *   *   *

20   (d) A position for a school nurse.

1   *   *   *

2   (8) "School nurse" means the position provided for in R.S. 17:28.

3   (9) "Substitute classroom teacher" means any classroom teacher employed

4   in a temporary capacity to fill the position of another classroom teacher who is

5   unavailable to teach or to proctor tests for any reason.

6   *   *   *

7   Section 2. The cost of this Act, if any, shall be funded with additional employer

8   contributions in compliance with Article X, Section 29(F) of the Constitution of Louisiana.

9   Section 3. This Act shall become effective on July 1, 2017; if vetoed by the governor

10   and subsequently approved by the legislature, this Act shall become effective on July 1,

11   2017, or on the day following such approval by the legislature, whichever is later.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part
of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute
part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 4 Original   2017 Regular Session   Miguez

Abstract: Authorizes a retiree of the Teachers' Retirement System of La. (TRSL) to return
          to work as a school nurse and continue to collect his benefit check, subject to an
          earnings limitation of 25% of his benefit amount.

Present law generally provides that a retiree of TRSL may not return to work in a position
covered by the system and continue to receive retirement benefits while reemployed. Further
provides exceptions to present law.

Present law authorizes a retiree to return to work as a substitute classroom teacher, an
adjunct professor, or an instructor in an adult literacy program and to continue to receive his
benefit check; however, the allowable employment earnings of such retiree are capped at
25% of his benefit amount. Proposed law retains present law and adds school nurses to the
list of positions that a retiree may return to subject to a 25% earnings limitation.

Present law requires each local public school system to employ at least one school nurse
certified by the State Bd. of Elementary and Secondary Education. Provides that the number
of school nurses shall not exceed a statewide average of one certified school nurse for each
1,500 students. Provides that a school nurse is responsible for performing health care
services that are required by state law and guidelines established by the Dept. of Education
and that comply with the rules and regulations of the La. Bd. of Nursing. Proposed law
retains present law.

Effective July 1, 2017.

(Amends R.S. 11:710(A)(8); Adds R.S. 11:710(A)(5)(d) and (9))

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