

SENATE BILL NO. 5

BY SENATOR PEACOCK

1 AN ACT

2 To amend and reenact R.S. 11:1322(B), to provide relative to benefits of State Police
3 Retirement System retirees' surviving spouses; to provide for qualifications for
4 payment of survivor benefits; to provide for an effective date; and to provide for
5 related matters.

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

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 11:1322(B) is hereby amended and reenacted to read as follows:

9 §1322. Death of former or retired employee hired on or before December 31, 2010;
10 pension payable to survivors

11 * * *

12 B. The surviving spouse of a deceased retired employee shall receive a
13 pension in an amount equal to the monthly retirement pay that was being paid to the
14 decedent on the date of death, provided ~~all of the following conditions exist:~~ **the**
15 **surviving spouse was married to the decedent for at least two years prior to the**
16 **decedent's death.**

17 ~~(1) The surviving spouse was married to the decedent for at least two years~~
18 ~~prior to the decedent's death; and~~

19 ~~(2) For a decedent whose retirement date occurred on or before December 31,~~
20 ~~2010, was living with the decedent at the time of death.~~

21 * * *

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

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

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____