

2020 Regular Session

HOUSE BILL NO. 8

BY REPRESENTATIVE BOURRIAQUE

RETIREMENT/TEACHERS: Provides relative to the rehire of retired teachers in the Teachers' Retirement System of Louisiana as substitute classroom teachers

1 AN ACT

2 To amend and reenact R.S. 11:710(A)(5)(a) and (B)(1)(a) and to enact R.S. 11:710(A)(6)(c),
3 relative to the reemployment of retirees from the Teachers' Retirement System of
4 Louisiana; to provide relative to earnings and benefits of substitute classroom
5 teachers in certain parishes; and to provide for related matters.

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

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 11:710(A)(5)(a) and (B)(1)(a) are hereby amended and reenacted and
11 R.S. 11:710(A)(6)(c) is hereby enacted to read as follows:

12 §710. Employment of retirees

13 A. As used in this Section, the following words and phrases shall have the
14 following meanings, unless a different meaning is clearly required by the context:

15 * * *

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

17 (a) A position for a substitute classroom teacher who teaches any student in
18 pre-kindergarten through twelfth ~~grade.~~ grade unless the person holding the position
19 is a reemployment-eligible retiree as defined in Subparagraph (6)(c) of this
20 Subsection.

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

1 * * *

2 (6) "Reemployment-eligible retiree" means any of the following:

3 * * *

4 (c) A retiree hired to serve as a substitute classroom teacher by the school
5 board in a parish with a population of ten thousand or less according to the latest
6 federal decennial census.

7 * * *

8 B.(1)(a) Any retired ~~teacher~~ teacher, other than a reemployment-eligible
9 retiree as defined in Subparagraph (6)(c) of this Section, who returns to active
10 service covered by the provisions of this Chapter within the twelve-month period
11 immediately following the effective date of such retirement shall have his retirement
12 benefits suspended for the duration of such active service or the lapse of twelve
13 months from the effective date of his retirement, whichever occurs first, even if such
14 service is based on employment by contract or corporate contract.

15 * * *

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

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 8 Original 2020 Regular Session Bourriaque

Abstract: Allows members of the Teachers' Retirement System of La. (TRSL) to return to work as a substitute classroom teacher in a parish with a population of 10,000 or less without a reduction in benefits.

Present law provides for the reemployment eligibility of retired members of TRSL. Proposed law retains present law.

Present law generally requires suspension of retirement benefits for a retiree who returns to work in a position covered by the system. Provides exceptions. Authorizes a retiree to return to work in certain positions, including as a substitute classroom teacher, and to continue to receive his benefit; however, the allowable employment earnings of such retiree are capped at 25% of his benefit amount; requires a reduction in the retirement benefit if the cap is exceeded. Proposed law provides that a person hired as a substitute classroom teacher by a school board in a parish with a population of 10,000 or less is not subject to the cap on earnings.

Present law further provides that any retired teacher who returns to active service within the 12-month period immediately following the effective date of such retirement shall have his retirement benefits suspended for the duration of such active service or the lapse of 12 months from the effective date of his retirement.

Proposed law allows substitute classroom teachers in parishes with a population of 10,000 or less to return to work within the 12-month period immediately following the effective date of such retirement without suspension of benefits.

(Amends R.S. 11:710(A)(5)(a) and (B)(1)(a); Adds R.S. 11:710(A)(6)(c))