
DIGEST

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HB 28 Original

2021 Regular Session

Adams

Abstract: Provides relative to beneficiaries of members of the Firefighters' Retirement System (FRS).

Proposed law authorizes a member of FRS to add a beneficiary of any benefit to which he is entitled if the benefit is reduced to account for the actuarial impact of adding the beneficiary.

Present law authorizes a member to remove a former spouse as a beneficiary if the former spouse consents to the removal.

Proposed law authorizes a member to remove any beneficiary if no payments have been made to the beneficiary and the beneficiary does not have a community property interest relative to FRS.

Proposed law authorizes payment of benefits to an estate administrator on behalf of a spouse or child if the spouse or child is a legatee and the testament contains a provision for informal acceptance. Provides procedures for such payments.

Proposed law requires the estate administrator to notify the system in writing immediately upon the death of any legatee receiving a benefit. Provides that if payment is contested, the system shall withhold the disputed payment, institute a concursus action, and deposit the disputed benefit into registry of the court pending a final judgment.

Proposed law provides that if a member names a permanently disabled child to receive a benefit, then a medical determination of such disability shall be performed in immediate proximity to but before the member retires or enters into the Deferred Retirement Option Plan.

Proposed law provides that if the member requests the system to perform a medical determination of the disabled child and the member does not allocate at least half of his reduced benefit to the child, the member shall pay the cost of the medical determination.

(Amends R.S. 11:2252(6), 2256(G), 2256.1, 2256.2(A) and (E), and 2259(A)(3); Adds R.S. 11:2256.2(F) and 2259(A)(4))