

SENATE BILL NO. 18

BY SENATOR JOHNS

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

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AN ACT

To amend and reenact R.S. 11:1311, relative to the State Police Retirement System; to provide for reemployment of retirees; to provide for implementation; to provide for an effective date; and to provide for related matters.

Notice of intention to introduce this Act has been published.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 11:1311 is hereby amended and reenacted to read as follows:

§1311. Reemployment of retiree

A. Whenever a retiree returns to employment as a ~~sworn, commissioned law enforcement officer of the office of state police in any office, section, agency, commission, or branch of the Department of Public Safety and Corrections as defined in Title 36 of the Louisiana Revised Statutes of 1950, whether by executive order or by any other authorized action or authority, such person~~ **which otherwise would render him eligible for membership in the system, he** shall not be entitled to renew his membership in or become a member of the system. If his earnings in such employment **in any calendar year** are more than fifty percent of his average final compensation, payment of his retirement benefit shall be suspended for every month of such employment. Upon the subsequent separation of such employment or upon death prior thereto, the retirement allowance to which he shall then be entitled and the benefits to which any of his dependents shall then be entitled shall be the same as those to which he and/or his dependents or beneficiaries were entitled prior to and at the time of such employment.

1 B. Notwithstanding the provisions of R.S. 11:149(A), whenever a retiree
 2 returns to employment with the Department of Public Safety and Corrections in any
 3 capacity ~~other than as a sworn, commissioned law enforcement officer of the state~~
 4 ~~police~~, **that would not render him eligible for membership in the system**, his
 5 employment shall, if otherwise applicable, be governed, with respect to retirement,
 6 by the laws governing the Louisiana State Employees' Retirement System.

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

9 Section 3. The provisions of this Act shall be considered remedial and interpretive
 10 and shall be applied retroactively and prospectively.

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

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____