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SENATE FLOOR AMENDMENTS

2022 Regular Session

Amendments proposed by Senator Peacock to Engrossed Senate Bill No. 434 by Senator Fields

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1 AMENDMENT NO. 1

2 On page 1, line 3, change "11:710(H) and 710.1(F)" to "11:710(H), 710.1(F), and 710.2"

3 AMENDMENT NO. 2

4 On page 1, line 12, change "11:710(H) and 710.1(F)" to "11:710(H), 710.1(F), and 710.2"

5 AMENDMENT NO. 3

6 On page 2, line 15, change "2025" to "2027"

7 AMENDMENT NO. 4

8 On page 3, line 12, change "2025" to "2027"

9 AMENDMENT NO. 5

10 On page 4, between lines 5 and 6, insert:

11 **§710.2. Employment of retirees; postsecondary institution critical shortages**

12 **A. The provisions of this Section shall apply to any retiree of the retirement**  
13 **system who meets all of the following criteria:**

14 **(1) The retiree has been retired for at least twelve months.**

15 **(2) He did not retire based on a disability.**

16 **(3) He has at least thirty years of creditable service in the retirement system.**

17 **(4) He has attained at least age sixty-two.**

18 **(5) He is being employed to fill a position for an adjunct professor as defined**  
19 **in R.S. 11:710 and assigned the professional activities of instructing pupils in a nursing**  
20 **program at a public postsecondary education institution where a critical shortage**  
21 **exists.**

22 **B. A retiree to whom this Section applies shall not receive a benefit during the**  
23 **period of his reemployment as provided in this Section unless and until the institution's**  
24 **postsecondary education management board, the Board of Regents, and the board of**  
25 **trustees of the retirement system have received certification that a critical shortage**  
26 **exists. Prior to making such certification, the institution shall comply with the**  
27 **provisions of Subsection C of this Section.**

28 **C. In order to declare the existence of a critical shortage, a public postsecondary**  
29 **education institution shall cause to be prominently displayed a listing of positions to**  
30 **which this Section applies that are unfilled or that are filled by reemployed retirees on**  
31 **the websites of the institution, of the institution's management board, and of the Board**  
32 **of Regents.**

33 **D. During the period of his return to active service, the retiree and his employer**  
34 **institution shall make contributions to the retirement system as otherwise provided by**  
35 **law, but the retiree shall receive no additional service credit and shall not accrue any**  
36 **additional retirement benefits in the retirement system. Upon termination of active**  
37 **service, the retiree shall, upon application, be refunded the employee contributions**  
38 **paid since reemployment. The refund shall be without interest. The retirement system**  
39 **shall retain the employer contributions.**

40 **E. When any retiree covered by this Section returns to active service with an**  
41 **employer institution covered by the provisions of this Chapter, the employing**  
42 **institution shall, within thirty days thereafter, notify the board of trustees in writing**  
43 **of such employment and the date on which employment commenced. Upon**  
44 **termination, the institution shall provide the same notice. In addition, the employing**

1 institution shall also report to the retirement system within forty-five days after June  
2 thirtieth of each year, the names of all persons being paid by the employing institution  
3 and all persons having received a benefit pursuant to the provisions of this Section,  
4 along with such individuals' social security numbers, their positions, their designations  
5 as part-time or full-time, and the amount of their earnings during the previous fiscal  
6 year ending on June thirtieth of the reporting year. Additionally, the employing  
7 institution shall transmit a monthly contributions report pursuant to R.S. 11:888(A).  
8 Such monthly reports shall be transmitted within thirty days of the last day of each  
9 month and shall include the salary paid to each individual retiree reemployed under  
10 this Section. Should failure to give notice of return to active service or failure to report  
11 any other information required by this Section result in any payment being made in  
12 violation of this Section, the employing institution shall be liable to the system for the  
13 repayment of such amounts.

14 F. The provisions of this Section shall not apply to anyone reemployed by  
15 contract or corporate contract.

16 G. The provisions of this Section shall terminate July 1, 2027."