

# ACT No. 201

2022 Regular Session

HOUSE BILL NO. 20

BY REPRESENTATIVE ILLG

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AN ACT

To amend and reenact R.S. 11:1631(F)(2) and 1651(B)(introductory paragraph) and (3) and (D), relative to the District Attorneys' Retirement System; to provide for reemployment of retirees; to provide for benefits of reemployed retirees; to provide for membership on the board of trustees and their per diem; and to provide for related matters.

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

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 11:1631(F)(2) and 1651(B)(introductory paragraph) and (3) and (D) are hereby amended and reenacted to read as follows:

§1631. Retirement benefits; application; eligibility requirements

\* \* \*

F.

\* \* \*

(2) Notwithstanding the provisions of Paragraph (1) of this Subsection, if ~~any district attorney or assistant district attorney~~ the benefit of a retiree shall not be suspended during reemployment by any district attorney in this state, and he shall not

1 be considered a member, earn additional service credit, or be required to pay  
2 contributions, if he meets all of the following requirements:

3 (a) He has retired in accordance with R.S. 11:1633(A)(1)(b) or (c). ~~and is~~  
4 ~~reemployed by any district attorney in this state~~

5 (b) More than sixty days has passed since the effective date of his retirement.

6 (c) He is ~~and~~ paid a salary of less than one of the following as applicable:

7 (i) If he is younger than the age set for working retirement by 26 U.S.C.  
8 401(a)(36), one half of his final annual salary at the time of his retirement or the  
9 annual salary provided for in 16:11(A)(1), whichever is less.

10 (ii) If he is not younger than the age set for working retirement by 26 U.S.C.  
11 401(a)(36), the annual salary provided for in R.S. 16:11(A)(1), ~~his benefit shall not~~  
12 ~~be suspended, and he shall not be considered a member, nor shall he earn additional~~  
13 ~~credit or be required to pay contributions.~~

14 \* \* \*

15 §1651. Board of trustees; membership; vacancies; compensation

16 \* \* \*

17 B. The board shall consist of ~~nine~~ ten trustees as follows:

18 \* \* \*

19 (3) ~~One~~ Two retired ~~member~~ members of the system, ~~who shall have one of~~  
20 whom served as ~~either~~ a district attorney ~~or~~ and one of whom served as an assistant  
21 district attorney. ~~and who~~ Both shall be elected by the retired members of the  
22 District Attorneys' Retirement System according to rules and regulations as the  
23 ~~Board of Trustees~~ board shall adopt to govern such elections; and shall serve as a  
24 member for a term of five years.

25 \* \* \*

26 D. The trustees shall receive for attendance at meetings of the board a per  
27 diem of ~~fifty~~ seventy-five dollars per day plus the normal expense allowance allowed

1 state employees by the division of administration, provided funds are available for  
2 this purpose.

3 \* \* \*

4 Section 2. This Act shall become effective on June 30, 2022.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_