

2024 Regular Session

SENATE BILL NO. 415

BY SENATOR PRICE

SHERIFFS PEN/RELIEF FUND. Provides for reemployment of retirees of the Louisiana Sheriffs' Pension and Relief Fund. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 11:2175(E)(1) and to enact R.S. 11:2175(E)(7), relative to the
3 Sheriffs' Pension and Relief Fund; to provide for membership and receipt of benefits
4 from the fund; to provide for retirees' return to employment in positions covered by
5 the fund; to provide for an effective date; and to provide for related matters.

6 Notice of intention to introduce this Act has been published.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 11:2175(E)(1) is hereby amended and reenacted and R.S. 11:
9 2175(E)(7) is hereby enacted to read as follows

10 §2175. Blanket fidelity insurance policy; powers of board; rehired retirees; refund
11 of contributions; restrictions on payments; warrants; deposits;
12 investments

13 * * *

14 E.(1) Except as provided in this Paragraph **and in Paragraph (7) of this**
15 **Subsection**, the board of trustees shall not authorize, grant, or pay any retirement or
16 disability benefit to any person employed by or in the office of any sheriff of any
17 parish of the state of Louisiana. The board may authorize, grant, or pay a retirement

1 or disability benefit to a retiree who is reemployed in a sheriff's office on a part-time
2 basis provided his earnings in a fiscal year shall not exceed fifty percent of final
3 average compensation for reemployment during the twenty-four months immediately
4 following the date of retirement and fifty-five percent of final average compensation
5 for reemployment in the twenty-fifth month after the date of retirement and
6 thereafter. Such part-time reemployment shall not result in any additional creditable
7 service time, and no employer or employee contributions shall be paid on the
8 retiree's behalf. ~~Part-time~~ **The provisions of this Paragraph governing part-time**
9 **reemployment of a retiree shall have no effect on the provisions for full-time**
10 **reemployment as set forth hereafter in this Subsection. Beginning July 1, 2024, and**
11 **ending June 30, 2028, the provisions of Paragraph (7) of this Subsection shall**
12 **govern the part-time reemployment or continued part-time reemployment of**
13 **any retiree who retired before January 1, 2024, and the provisions of this**
14 **Paragraph shall not apply to any part-time reemployment of such a retiree**
15 **during that time period.**

16 * * *

17 **(7)(a) Notwithstanding the provisions of Paragraph (1) of this Subsection**
18 **or any other provision of law to the contrary, the board of trustees may**
19 **authorize, grant, or pay a retirement or disability benefit to a retiree who**
20 **retired before January 1, 2024, who is reemployed in a sheriff's office on a part-**
21 **time basis provided his earnings in a fiscal year shall not exceed sixty percent**
22 **of final average compensation for reemployment during the twenty-four months**
23 **immediately following the date of retirement and sixty-five percent of final**
24 **average compensation for reemployment in the twenty-fifth month after the**
25 **date of retirement and thereafter. Such part-time reemployment shall not result**
26 **in any additional creditable service time; however, employer and employee**
27 **contributions shall be paid during reemployment. Upon termination of**
28 **reemployment the employee's contributions shall be returned, without interest,**
29 **upon the employee's request.**

1 (b) The provisions of this Paragraph governing part-time reemployment
2 of a retiree shall have no effect on the provisions for full-time reemployment
3 provided in this Subsection.

4 (c) The provisions of this Paragraph shall apply beginning July 1, 2024,
5 to any part-time reemployment or continued part-time reemployment of any
6 retiree who retired before January 1, 2024. The provisions of this Paragraph
7 shall terminate on June 30, 2028.

8 * * *

9 Section 2. This Act shall become effective upon signature by the governor or, if not
10 signed by the governor, upon expiration of the time for bills to become law without signature
11 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
12 vetoed by the governor and subsequently approved by the legislature, this Act shall become
13 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Alana M. Perrin.

SB 415 Engrossed DIGEST 2024 Regular Session Price

Present law provides relative to the reemployment of retirees of the Sheriffs' Pension and Relief Fund. Generally requires suspension of a retiree's benefit during reemployment by or in the office of any La. sheriff; however, allows a retiree reemployed on a part-time basis to continue to receive the benefit if his earnings in a fiscal year do not exceed a limitation of 50% of his final average compensation (FAC) for the first 24 months of retirement and 55% of FAC thereafter.

Proposed law, for the four fiscal years from July 1, 2024, until June 30, 2028, replaces the earnings limitation in present law for a person who retired before Jan. 1, 2024. Allows a retiree reemployed part-time under proposed law to continue to receive the benefit subject to an annual earnings limitation of 60% of FAC in the first 24 months of retirement and 65% thereafter. Proposed law provides that such part-time reemployment shall not result in any additional creditable service time; however, requires employer and employee contributions to be paid during reemployment. Proposed law provides that upon termination of reemployment under proposed law the employee's contributions shall be returned, without interest, upon the employee's request.

If a retiree's reemployment does not fall within the part-time earnings limitation provision, present law requires benefit suspension and provides for the retiree to be a contributing member of the fund. Provides for a supplemental benefit based on the retiree's service during reemployment.

Proposed law retains present law.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 11:2175(E)(1); adds R.S. 11:2175(E)(7))