

SENATE COMMITTEE AMENDMENTS

2024 Regular Session

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 39 by Representative McCormick

1 AMENDMENT NO. 1

2 On page 1, line 2, after "1007(A)(1)" insert ", (B), (C), (D), and (F)"

3 AMENDMENT NO. 2

4 On page 1, line 9, after "1007(A)(1)" insert ", (B), (C), (D), and (F)"

5 AMENDMENT NO. 3

6 On page 2, between lines 21 and 22, insert the following:

7 "* * *"

8 B. During the period of his return to active service, the
9 reemployed bus ~~driver~~ operator and his employer shall make
10 contributions to the retirement system as provided by this Chapter.
11 However, the bus ~~driver~~ operator shall receive no additional service
12 credit and shall not accrue any additional benefits in the retirement
13 system. After termination of active service and upon application
14 therefor, the retiree shall be refunded the employee contributions paid
15 during reemployment. The refund shall be without interest. The
16 retirement system shall retain all interest and employer contributions.

17 C.(1) When any retired bus ~~driver~~ operator returns to active
18 service pursuant to this Section with an employer covered by the
19 provisions of this Chapter, the employing agency shall notify the board
20 of trustees in writing within ten days of such employment and the date
21 on which employment began. Upon termination, the employing agency
22 shall also provide the board with information and notice thereof in
23 writing. In addition to the notice required by this Subsection, the
24 employing agency shall also report to the retirement system within
25 forty-five days after June thirtieth of each year the names of all retired
26 persons being paid by the employing agency, their social security
27 numbers, and the amounts of their earnings during the previous fiscal
28 year ending June thirtieth of the reporting year.

29 (2) Any employer who elects to reemploy a retired bus ~~driver~~
30 operator pursuant to this Section shall submit to the system before
31 September first of each school year of reemployment a declaration
32 stating the employer's intent to reemploy such bus ~~driver~~ operator
33 pursuant to this Section. Such declaration shall be signed by the
34 employer's authorized representative and the employee. If such
35 declaration is not received by the system by such date, the reemployed
36 bus ~~driver~~ operator shall be considered reemployed pursuant to the
37 provisions of R.S. 11:1006.

38 (3) The superintendent of any employer who elects to reemploy
39 a retired bus ~~driver~~ operator pursuant to this Section shall certify to the
40 Board of Elementary and Secondary Education that a shortage of
41 qualified bus ~~drivers~~ operators exists in the school district of such
42 employer. The legislative auditor may audit or investigate as to whether
43 there is a shortage of bus ~~drivers~~ operators in such district.

44 D. The status of any retired bus ~~driver~~ operator who is
45 reemployed pursuant to the provisions of this Section shall be the same

1
2
3
4

5
6
7
8
9
10
11
12
13
14
15
16
17
18

as that of a full-time active employee and shall be governed by the rules, procedures, policies, and statutes that apply to all such active employees.

* * *

F. Any employer who participates in the reemployment of any retired bus ~~driver~~ operator pursuant to this Section shall pay the actuarial cost in aggregate attributable to the reemployment of such bus ~~driver~~ operator in excess of the cost that would have been incurred if the employer had reemployed the driver operator or driver operators pursuant to R.S.11:1006 as determined by the system's actuary. The actuarial cost to the system, if any, shall be included in the annual actuarial report to the board of trustees of the system and shall be submitted to the Public Retirement Systems' Actuarial Committee. Upon approval of the system's actuarial report by the Public Retirement Systems' Actuarial Committee, the participating employers shall be notified of any cost, which shall be paid to the system not later than June thirtieth following such committee's approval of the system's actuarial report."