

2026 Regular Session

HOUSE BILL NO. 17

BY REPRESENTATIVE ILLG

RETIREMENT/DISTRICT ATTY: Provides relative to the reemployment of retirees in the
District Attorneys' Retirement System

1 AN ACT

2 To amend and reenact R.S. 11:1631(F)(1) and (2)(introductory paragraph) and
3 (c)(introductory paragraph), relative to the District Attorneys' Retirement System;
4 to provide relative to benefits of reemployed retirees; and to provide for related
5 matters.

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

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 11:1631(F)(1) and (2)(introductory paragraph) and (c)(introductory
11 paragraph) are hereby amended and reenacted to read as follows:

12 §1631. Retirement benefits; application; eligibility requirements

13 * * *

14 F.(1) Except as provided in Paragraph (2) of this Subsection, if any member
15 who has retired from this system is reemployed as an employee by any district
16 attorney or employer in the state, his retirement benefit shall be suspended during
17 said employment, and he shall not be paid any benefits for the period covered by
18 such employment. He shall, upon such reemployment, again become an active
19 contributing member of the system, with the option of establishing service credit for
20 any period of full-time employment as ~~district attorney or assistant district attorney~~

1 an employee since returning to such employment following retirement by payment
2 into the system the employer and employee amount plus interest that would have
3 been withheld and paid into the system for that period based upon his total salary for
4 such period. He shall accrue a supplemental retirement benefit based on his service
5 rendered after reemployment. If the member continues employment after retirement
6 for a period of less than sixty months, his supplemental monthly retirement benefit
7 shall equal the benefit calculated under R.S. 11:1632 or 1633, whichever is
8 applicable, based on the lesser of his average final compensation at his original
9 retirement date or his average final compensation during the period of his subsequent
10 reemployment. If the member continues in employment after retirement for a period
11 of sixty months or more, his supplemental monthly retirement benefit shall equal the
12 benefit calculated under R.S. 11:1632 or 1633, whichever is applicable, based on his
13 average final compensation during his period of reemployment. Upon retirement
14 subsequent to reemployment, his benefit shall be equal to the benefits he was
15 receiving immediately prior to reemployment plus the supplemental benefit earned
16 during his reemployment.

17 (2) Notwithstanding the provisions of Paragraph (1) of this Subsection, the
18 benefit of a retiree shall not be suspended during reemployment as an employee by
19 any district attorney or employer in this state, and he shall not be considered a
20 member, earn additional service credit, or be required to pay contributions, if he
21 meets all of the following requirements:

22 * * *

23 (c) He is paid a salary ~~of~~ consisting exclusively of nonstate funds and that
24 is less than one of the following as applicable:

25 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 17 Original

2026 Regular Session

Illg

Abstract: Provides relative to benefits of reemployed retirees.

Present law provides that benefits for a retiree are suspended when he is reemployed by any district attorney.

Present law provides that upon reemployment of a retiree, he becomes an active member and contributing member of the system for any period of reemployment.

Present law provides that a reemployed retiree shall accrue a supplemental benefit. Provides if the retiree is reemployed for less than 60 months, the supplemental benefit is equal to the benefit calculated in accordance with present law based on his final average compensation during his original retirement or his final average compensation during his reemployment, whichever is less.

Present law provides that if a retiree is reemployed for 60 months or more, the supplemental benefit is equal to the benefit calculated in accordance with present law based on his final average compensation during the period of reemployment. Provides that upon termination of reemployment the retiree receives his retirement benefit plus his supplemental benefit earned during reemployment.

Present law defines "employer" as any parish in the state of La.; the state of La., or any police jury or any other governing body of a parish or political corporation or subdivision of the state of La. which employs and pays persons as district attorneys or assistant district attorneys. Defines "employee" as a district attorney, assistant district attorney and a person employed by the system or La. District Attorneys' Association.

Proposed law retains present law. Provides that proposed law additionally applies when a retiree is reemployed by an employer.

Present law provides that the reemployed retiree is a member of the system with the option of establishing service credit for any period of full-time employment as a district attorney or assistant district attorney.

Proposed law provides that the reemployed retiree is a member with the option of establishing service credit for full-time employment as an employee.

Present law provides that benefits are not suspended, he is not considered a member of the system, does not earn additional service credit, or make contributions if the reemployed retiree meets certain requirements.

Present law provides that benefits are not suspended during reemployment by a district attorney. Proposed law provides that benefits are not suspended during reemployment as an employee by a district attorney or employer.

Present law provides, as a criteria to be reemployed without suspension of benefit, a member must be paid a salary that is less than one of the following:

- (1) If he is younger than the age set forth in present federal law, one half of his final annual salary at the time of his retirement or the annual salary as provided in present law, whichever is less.
- (2) If he is not younger than the age set forth in present federal law the annual salary as provided in present law.

Proposed law requires the salary of the reemployed retiree to consist exclusively of nonstate funds. Otherwise retains present law.

(Amends R.S. 11:1631(F)(1) and (2)(intro. para.) and (c)(intro. para.))