

Regular Session, 2013

HOUSE CONCURRENT RESOLUTION NO. 108

BY REPRESENTATIVE STOKES

RETIREMENT/STATE-STWIDE: Requests the state and statewide public retirement systems to appear before the House and Senate committees on retirement and report relative to the promulgation and distribution of forms regarding pension forfeiture

1 A CONCURRENT RESOLUTION

2 To urge and request each state and statewide retirement system to appear before the House  
3 and Senate committees on retirement and to report on the progress made in  
4 implementing the provisions of Act No. 479 of the 2012 Regular Session of the  
5 Legislature and to submit a report to the legislature on its progress by July 1, 2013.

6 WHEREAS, on November 6, 2012, the voters in Louisiana overwhelmingly voted  
7 in favor of a constitutional amendment to allow the legislature to enact statutes providing  
8 for the forfeiture of retirement benefits by public servants convicted of certain felonious  
9 activity; and

10 WHEREAS, Act No. 479 of the 2012 Regular Session of the Legislature established  
11 such a statutory mechanism; and

12 WHEREAS, Act No. 479 of the 2012 Regular Session of the Legislature further  
13 requires each public retirement system to create an attestation form explaining the provisions  
14 of the pension forfeiture law and to provide such form to each employing agency in the  
15 system; and

16 WHEREAS, each employing agency is required to provide every public servant  
17 employed or elected on or after January 1, 2013, with a copy of the attestation form, and the  
18 public servant is required to sign the form indicating that he has read and understands the  
19 contents thereof; and

1           WHEREAS, the Legislature of Louisiana would like an update on the status of the  
2 creation and distribution of such attestation forms to employing agencies in compliance with  
3 Act No. 479 of the 2012 Regular Session of the Legislature.

4           THEREFORE, BE IT RESOLVED, that the Legislature of Louisiana does hereby  
5 urge and request each state and statewide retirement system, plan, or fund to report by July  
6 1, 2013, to the House Committee on Retirement and the Senate Committee on Retirement  
7 on the status of their efforts regarding the creation and distribution of attestation forms  
8 pursuant to the provisions of Act No. 479 of the 2012 Regular Session of the Legislature.

9           BE IT FURTHER RESOLVED that each state and statewide retirement system, plan,  
10 or fund shall appear before the House and Senate committees on retirement, when requested  
11 by the chairmen thereof, to update the committees on the status and progress of  
12 implementing the provisions of Act No. 479 of the 2012 Regular Session of the Legislature.

13           BE IT FURTHER RESOLVED that a suitable copy of this Resolution be transmitted  
14 to each state and statewide retirement system.

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#### 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)]

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Stokes

HCR No. 108

Present law, Act No. 479 of the 2012 R.S., provides for the forfeiture of retirement benefits by public employees convicted of certain felonies. Requires public retirement systems to create and distribute forms explaining the forfeiture law.

The resolution requests each state and statewide retirement system, plan, or fund to report, by July 1, 2013, to the House Committee on Retirement and the Senate Committee on Retirement on the status of efforts regarding the creation and distribution of attestation forms pursuant to the provisions of Act No. 479 of the 2012 R.S.

Further requests that each state and statewide retirement system, plan, or fund appear before the House and Senate committees on retirement to update the committees on the status and progress of implementing the provisions of the Act.

#### Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Retirement to the original resolution.

1. Changes date by which report is required from May 20, 2013, to July 1, 2013.