

Regular Session, 2014

HOUSE BILL NO. 5

BY REPRESENTATIVE PEARSON

1 AN ACT

2 To amend and reenact R.S. 11:1821(B) and (G), relative to the board of trustees of the
3 Municipal Employees' Retirement System; to provide relative to the composition of
4 the board with respect to elected members; to provide relative to service as an
5 elected trustee; to provide restrictions relative to board composition; and to provide
6 for related matters.

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

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 11:1821(B) and (G) are hereby amended and reenacted to read as
12 follows:

13 §1821. Board of trustees; membership; term of office; oath of office; compensation;
14 voting power; vacancies

15 * * *

16 B. The board shall ~~consist~~ be composed of eleven trustees; as follows:

17 (1) six Three of whom shall be active and contributing members of the
18 system each of whom is an elected official elected to office in accordance with the
19 Louisiana Election Code and has ~~with~~ at least ten years of creditable service; ~~elected~~
20 ~~by the members of this system in accordance with the election rules prescribed by~~
21 ~~the board;~~

22 (2) Three active and contributing members of the system who are not elected
23 officials elected to office in accordance with the Louisiana Election Code, each of
24 whom has at least ten years of creditable service.

1 ~~(3) one of whom shall be the~~ The president of the Louisiana Municipal
2 Association, who shall serve as an ex officio member during his tenure, or his
3 designee.

4 ~~(4) one of whom shall be the~~ The chairman of the Senate Committee on
5 Retirement, ~~or his designee~~, who shall serve as a voting ex officio member, or his
6 designee.

7 ~~(5) one of whom shall be the~~ The chairman of the House Committee on
8 Retirement of the Legislature of Louisiana, ~~or his designee~~, who shall serve as a
9 voting ex officio member, or his designee.

10 ~~(6) one of whom shall be the~~ The commissioner of administration, who shall
11 be a nonvoting member, or his designee;

12 ~~(7) and one of whom shall be the~~ The state treasurer, who shall be a
13 nonvoting member, or his designee.

14 * * *

15 G.(1) No participating employer shall have more than two elected trustees
16 serving on the board at the same time.

17 (2) The members of the system shall elect each trustee in accordance with
18 the election rules prescribed by the board.

19 (3) A trustee elected pursuant to Paragraph (B)(1) or (2) of this Section may
20 continue to serve his full term if he remains a member of the system regardless of
21 change in employment which qualified him for such position.

22 (4) A vacancy in on the board in a position held by an elected trustee shall
23 be filled for the unexpired term by election by the members of the system, except
24 that if the unexpired term is less than two years, the board may fill the vacancy by
25 appointment, for the unexpired portion of the term. If a trustee retires, he may
26 continue to serve for the remainder of the term for which he was elected; however,
27 if he ~~otherwise separates from membership~~, ceases to be a member, his term shall
28 expire.

29 * * *

1 Section 2. Elections to fill the trustee positions of members on the board shall be
2 filled as follows:

3 (A) The trustees elected in 2016, 2017, and 2020 shall be elected pursuant to R.S.
4 11:1821(B)(1) as provided in this Act. Once an election for any such trustee position has
5 been held in accordance with the provisions of this Act, subsequent vacancies in such
6 position shall be filled in accordance with R.S. 11:1821(B)(1).

7 (B) The trustees elected in 2015, 2018, and 2019 shall be elected pursuant to R.S.
8 11:1821(B)(2) as provided in this Act. Once an election for any such trustee position has
9 been held in accordance with the provisions of this Act, subsequent vacancies in such
10 position shall be filled in accordance with R.S. 11:1821(B)(2).

11 (C) Vacancies in positions that have not yet had an election pursuant to the
12 provisions of this Section may be filled by an elected or nonelected official.

13 (D) Notwithstanding any provision of law to the contrary, any vacancy filled after
14 the effective date of this Act shall comply with R.S. 11:1821(G).

15 Section 3. This Act shall become effective on February 27, 2015.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____