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HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montoucet to Reengrossed Senate Bill No. 20 by Senator Guillory

AMENDMENT NO. 1

On page 1, line 4, between "and (D)," and "to enact" change "and 826," to "826, and 2263,"

AMENDMENT NO. 2

On page 1, delete lines 6 through 8 in their entirety and insert in lieu thereof: "relative to Louisiana public retirement systems, plans, or funds; to provide with respect to the tax qualification of the Teachers' Retirement System of Louisiana; to make changes to the plan's provisions in conformity with federal requirements; to provide relative to the garnishment or seizure of benefits and refunds for members of the Firefighters' Retirement System; to require certain documentation relative to such garnishment or seizure; to provide relative to the obligations of the Firefighters' Retirement System with respect to such garnishment or seizure; to provide for an effective date; and to provide"

AMENDMENT NO. 3

On page 1, line 14, after "and (D)," and before "are hereby" change "and 826" to "826, and 2263"

AMENDMENT NO. 4

On page 17, between lines 16 and 17, insert the following:

"* * *

§2263. Exemption from execution

A. The right of a person to a pension, an annuity, or a retirement allowance, to the return of contributions, the pension, annuity, or retirement allowance itself, any optional benefit or any other right accrued or accruing to any person under the provisions of this ~~Subpart~~ **Chapter**, and the ~~moneys~~ **monies** in the various funds created by this ~~Subpart~~ **Chapter** are hereby exempt from any state or municipal tax and exempt from levy and sale, garnishment, attachment, or any other process whatsoever, except as provided in R.S. 11:292, and shall be unassignable except as in this ~~Subpart~~ **Chapter** specifically otherwise provided.

B. Notwithstanding any provision of law to the contrary, including Chapter 1 of Title XIII of the Louisiana Children's Code, any funds payable from the system shall be subject to the provisions of R.S. 11:292 only if a certified copy of a court order or judgment bearing the signature of the issuing court or administrative law judge is first provided to the system. If no certified copy of such order or judgment has been received by the system, the system shall continue to pay the entire amount of any benefit or refund of contributions to the former member, retiree, designated beneficiary, survivor benefit recipient, or the estate of a deceased member, as applicable. Until the system is in receipt of the certified order or judgment required by this Subsection, the system shall not be required to withhold any monies ordered garnished, and after receipt, the system shall be required to enforce the garnishment only prospectively."

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.