

2016 Regular Session

HOUSE BILL NO. 14

BY REPRESENTATIVE PEARSON

RETIREMENT/BDS - COMMISSIONS: Replaces the chairman of the House Committee on Retirement with a member of the House Committee on Retirement appointed by the speaker of the House of Representatives as trustee on each state and statewide retirement system board

1 AN ACT

2 To amend and reenact R.S. 11:181(A)(introductory paragraph), (B)(introductory paragraph),
3 and (E), 511(1), 822(A)(5), 1162(A)(2), 1302(A)(6) and (7), 1471(A) and (C), 1541,
4 1651(B)(1), 1821(B)(5), 1981(B), 2091(B)(1), 2173(A)(introductory paragraph),
5 2225(A)(2)(a), and 2260(A)(2)(d) and to enact R.S. 11:2173(A)(7) and (8), relative
6 to boards of trustees of the state and statewide retirement systems, plans, and funds;
7 to authorize certain officers of the legislature to be trustees on such boards; to
8 authorize appointment of designees; and to provide for related matters.

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

12 Be it enacted by the Legislature of Louisiana:

13 Section 1. R.S. 11:181(A)(introductory paragraph), (B)(introductory paragraph), and
14 (E), 511(1), 822(A)(5), 1162(A)(2), 1302(A)(6) and (7), 1471(A) and (C), 1541, 1651(B)(1),
15 1821(B)(5), 1981(B), 2091(B)(1), 2173(A)(introductory paragraph), 2225(A)(2)(a), and
16 2260(A)(2)(d) are hereby amended and reenacted and R.S. 11: 2173(A)(7) and (8) are hereby
17 enacted to read as follows:

18 §181. Composition of governing boards of state and statewide systems; per diem
19 and expenses

20 A. Notwithstanding any other provision of law contained in any of the laws
21 governing the state retirement systems listed in this Subsection, or any other laws to

1 the contrary, a member of the House Committee on Retirement appointed by the
2 ~~chairman speaker~~ of the House ~~Committee on Retirement of Representatives~~ and the
3 chairman of the Senate Committee on Retirement, ex officio, or their designees, shall
4 serve as voting ~~ex officio~~ members of the governing boards of each of the following
5 state retirement systems:

6 * * *

7 B. Notwithstanding any other provision of law contained in any of the laws
8 governing the statewide retirement systems or funds listed in this Subsection, or any
9 other laws to the contrary, a member of the House Committee on Retirement
10 appointed by the chairman speaker of the House ~~Committee on Retirement of~~
11 Representatives and the chairman of the Senate Committee on Retirement, ex officio,
12 or their designees, shall serve as voting ~~ex officio~~ members of the governing boards
13 of each of the following statewide retirement systems or funds:

14 * * *

15 E. The member of the House Committee on Retirement appointed by the
16 ~~chairmen speaker~~ of the House ~~and of Representatives~~ and the chairman of the
17 Senate ~~committees on retirement~~ Committee on Retirement, or their designees if
18 members of the legislature, shall receive for attendance at meetings of the governing
19 boards of the above enumerated retirement systems the same per diem and expenses
20 as they receive for attendance at legislative committee meetings, and from the same
21 sources.

22 * * *

23 §511. Composition of board of trustees

24 The board of trustees shall consist of the following members:

25 (1) ~~The chairman of the Retirement Committee~~ A member of the House
26 Committee on Retirement appointed by the speaker of the House of Representatives,
27 ~~ex officio, or his~~ or the member's designee.

28 * * *

1 §822. Members of board of trustees; appointment or election; terms of office;
2 vacancies; compensation

3 A. The board shall consist of such trustees as follows:

4 * * *

5 (5) ~~The chairman of the Retirement Committee~~ A member of the House
6 Committee on Retirement appointed by the speaker of the House of Representatives
7 ~~of the Louisiana Legislature, ex officio, or his~~ or the member's designee.

8 * * *

9 §1162. Members of board of trustees; appointment or election; terms of office;
10 vacancies; compensation

11 A. The board shall consist of the following trustees:

12 * * *

13 (2) ~~Chairman of the Retirement Committee~~ A member of the House
14 Committee on Retirement appointed by the speaker of the House of Representatives,
15 ~~ex officio, or his~~ or the member's designee.

16 * * *

17 §1302. Creation and composition of board; powers; expenses of administration

18 A. The Louisiana State Police Retirement System Board is created and is
19 composed of the following members:

20 * * *

21 (6) ~~The chairman of the Retirement Committee~~ A member of the House
22 Committee on Retirement appointed by the speaker of the House of Representatives
23 ~~of the Louisiana Legislature~~ or the member's designee.

24 (7) The chairman of the ~~Retirement Committee of the Senate of the~~
25 ~~Louisiana Legislature~~ Senate Committee on Retirement or his designee.

26 * * *

27 §1471. Membership and organization of board; election of members; vacancies

28 A. The board of trustees shall be composed of seventeen members as
29 follows:

1 §1541. Board of trustees; membership; officers; vacancies

2 A. The board of trustees shall be composed of eleven members as follows:
3 ~~all of whom, except the designated ex officio members, must have credit in the~~
4 ~~system for at least five years of service.~~

5 (1) The president of the Louisiana Clerks of Court Association who shall be
6 the president of the board;.

7 (2) ~~the~~ The first vice president of ~~such association~~ the Louisiana Clerks of
8 Court Association who shall be vice president of the board, and.

9 (3) ~~the~~ The treasurer of ~~such association~~ the Louisiana Clerks of Court
10 Association who shall be treasurer of the board;.

11 (4) ~~the~~ The second vice president of ~~such association~~ shall be a member of
12 ~~the board;~~ the Louisiana Clerks of Court Association.

13 (5) ~~the~~ The immediate past president of the Louisiana Clerks of Court
14 Association shall be a member of the board;.

15 (6) a A retired clerk of court who is receiving regular or disability retirement
16 benefits shall be elected to the board to serve a term of two years by ~~such~~
17 ~~association;~~ the Louisiana Clerks of Court Association.

18 (7) ~~three~~ Three of the directors of ~~such association~~ the Louisiana Clerks of
19 Court Association shall be elected to the board by the association to serve a term of
20 five years.

21 (8) ~~The chairman of the House Committee on Retirement and~~ A member of
22 the House Committee on Retirement appointed by the speaker of the House of
23 Representatives, or his designee.

24 (9) ~~the~~ The chairman of the Senate Committee on Retirement or ~~their~~
25 ~~authorized designees~~ his designee. shall serve as ~~ex officio voting members of the~~
26 ~~board of trustees.~~

27 B. Except for the designated ex officio members, the members of the board
28 of trustees shall have credit in the system for at least five years of service.

1 §2260. Administration

2 A. Board of trustees:

3 * * *

4 (2) The board shall consist of ten trustees as follows:

5 * * *

6 (d) ~~The chairman~~ (i) A member of the House Committee on Retirement
7 appointed by the speaker of the House of Representatives Committee on Retirement
8 and, or the member's designee.

9 (ii) the The chairman of the Senate Committee on Retirement, or ~~their~~
10 designees his designee.

11 * * *

12 Section 2. This Act shall become effective upon signature by the governor or, if not
13 signed by the governor, upon expiration of the time for bills to become law without signature
14 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
15 vetoed by the governor and subsequently approved by the legislature, this Act shall become
16 effective on the day following such approval.

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 14 Reengrossed 2016 Regular Session Pearson

Abstract: Replaces the chairman of the House Committee on Retirement with a member of the House Committee on Retirement appointed by the speaker of the House of Representatives as trustee on each state and statewide retirement system, plan, and fund.

Present law establishes the following state and statewide retirement systems, plans, and funds:

- (1) La. State Employees' Retirement System
- (2) Teachers' Retirement System of La.
- (3) La. School Employees' Retirement System
- (4) State Police Retirement System
- (5) La. Assessors' Retirement Fund

- (6) Clerks of Court Retirement and Relief Fund
- (7) District Attorneys' Retirement System
- (8) Firefighters' Retirement System
- (9) Municipal Employees' Retirement System
- (10) Municipal Police Employees' Retirement System
- (11) Parochial Employees' Retirement System
- (12) Registrars of Voters Employees' Retirement System
- (13) Sheriffs' Pension and Relief Fund

Present law further provides that the chairman of the House Committee on Retirement serve as ex officio trustee on each such board. Proposed law removes the chairman of the House Committee on Retirement as ex officio trustee of each board and instead places a member of the House Committee on Retirement appointed by the speaker of the House of Representatives as a trustee on each such board.

Present law for every system except the State Police Retirement System authorizes the legislative ex officio trustees to appoint designees. Proposed law authorizes the legislative trustees to also appoint designees to serve on the State Police Retirement System board.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 11:181(A)(intro. para.), (B)(intro. para.), and (E), 511(1), 822(A)(5), 1162(A)(2), 1302(A)(6) and (7), 1471(A) and (C), 1541, 1651(B)(1), 1821(B)(5), 1981(B), 2091(B)(1), 2173(A)(intro. para.), 2225(A)(2)(a), and 2260(A)(2)(d); Adds R.S. 11:2173(A)(7) and (8))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Retirement to the original bill:

1. Preserve present law providing that the chairman of the Senate Committee on Retirement serves as an ex officio trustee of the state and statewide retirement systems rather than the president of the Senate, as was proposed.
2. Provide that a member of the House Committee on Retirement appointed by the speaker of the house serves as a trustee of the state and statewide retirement systems, as opposed to the speaker of the house.

The House Floor Amendments to the engrossed bill:

1. Make technical changes.