HLS 20RS-98 REENGROSSED

2020 Regular Session

HOUSE BILL NO. 12

1

BY REPRESENTATIVE CARPENTER

RETIREMENT/FIREFIGHTERS: Provides relative to the suspension of benefits of members of the Firefighters' Retirement System upon reemployment

AN ACT

2 To amend and reenact R.S. 11:2256(A)(5), relative to the Firefighters' Retirement System; 3 to provide with respect to the reemployment of retirees; to provide for suspension of 4 benefits; and to provide for related matters. 5 Notice of intention to introduce this Act has been published 6 as provided by Article X, Section 29(C) of the Constitution 7 of Louisiana. 8 Be it enacted by the Legislature of Louisiana: 9 Section 1. R.S. 11:2256(A)(5) is hereby amended and reenacted to read as follows: 10 §2256. Benefits; refund of contributions, application, and payment 11 A. 12 13 (5)(a) Upon returning to work as a full-time employee for an employer 14 covered by this system, retirement benefits shall cease and the employee and 15 employer shall contribute to the system towards creditable service. The member 16 may not change the option which was selected under the first retirement 17 computation. 18 (b) When a person who is retired from this system returns to work on a 19 part-time basis for an employer covered by this system, employee and employer contributions shall be remitted to the system, but the retiree shall not accrue 20

Page 1 of 2

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

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1 <u>creditable service. Employee contributions shall be refunded, without interest, and</u>

2 <u>the system shall retain the employer contributions.</u>

3 * * *

4 Section 2. This Act shall become effective upon signature by the governor or, if not

5 signed by the governor, upon expiration of the time for bills to become law without signature

by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If

vetoed by the governor and subsequently approved by the legislature, this Act shall become

8 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 12 Reengrossed

2020 Regular Session

Carpenter

Abstract: Relative to the benefits of members of the Firefighters' Retirement System (FRS) who return to work with an employer covered by the system.

<u>Present law</u> provides that if a retiree from FRS returns to work in a full-time position covered by the system, payment of his retirement benefits ceases. <u>Proposed law</u> removes the requirement for cessation of benefits applicable to an FRS retiree who returns to work in a part-time position covered by the system.

<u>Present law</u> provides that the employee and employer contribute to the system during full-time reemployment and that the retirement option that was selected at the first retirement cannot be changed. <u>Proposed law</u> retains <u>present law</u> and further requires that the employee and employer contribute to the system during any part-time employment, but exclude part-time retirees from accruing credible service during his reemployment.

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

(Amends R.S. 11:2256(A)(5))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

- 1. Remove the requirement for cessation of benefits applicable to an FRS retiree who returns to work in a part-time position covered by the system.
- 2. Require that the employee and employer contribute to the system during any part-time employment, and exclude part-time retirees from accruing credible service during such reemployment.