

HOUSE COMMITTEE AMENDMENTS

2026 Regular Session

Amendments proposed by House Committee on Retirement to Original House Bill No. 45
by Representative Bacala

1 AMENDMENT NO. 1

2 On page 1, line 2, after "reenact" and before "2241.5(A)," delete "R.S. 11:2221(N)," and
3 insert "R.S. 11:2213(10), 2221(N), 2225.5(B)(1)(introductory paragraph) and (2) and (C),"

4 AMENDMENT NO. 2

5 On page 1, at the beginning of line 3, delete "11:2221(G)(6) and (O)," and insert
6 "11:2218(K), 2220.1, 2221(G)(6) and (O), 2225.5(B)(3) and (4),"

7 AMENDMENT NO. 3

8 On page 1, line 4, after "benefits;" insert "to provide for membership in the system; to
9 provide relative to the definition of earnable compensation; to provide for service credit; to
10 provide for survivor benefits for officers killed in the line of duty; to provide relative to the
11 funding deposit account;"

12 AMENDMENT NO. 4

13 On page 1, line 16, after "Section 1." delete "R.S. 11:2221(N)," and insert "R.S. 11:2213(10),
14 2221(N), 2225.5(B)(1)(introductory paragraph) and (2) and (C),"

15 AMENDMENT NO. 5

16 On page 1, line 17, after "reenacted and" delete "11:2221(G)(6) and (O)," and insert
17 "11:2218(K), 2220.1, 2221(G)(6) and (O), 2225.5(B)(3) and (4),"

18 AMENDMENT NO. 6

19 On page 1, between lines 18 and 19, insert the following:

20 "§2213. Definitions

21 The following words and phrases, as used in this Chapter, unless a different
22 meaning is plainly required by context, shall have the following meanings:

23 * * *

24 (10)(a) "Earnable compensation" shall mean the full amount of
25 compensation earned by an employee for a given month, including supplemental pay
26 paid by the state of Louisiana, but shall not include overtime.

27 (b) Beginning January 1, 2026, "earnable compensation", shall not include
28 any nonrecurring lump-sum payment or ad hoc bonus, including but not limited to
29 recruitment incentives, hiring or signing bonuses, retention incentives or bonuses,
30 clothing allowance, and any other one-time award not paid as part of the employee's
31 regular recurring salary.

32 * * *

33 §2218. Creditable service

34 * * *

35 K.(1) Notwithstanding any provision of law to the contrary, any member of
36 this system who was employed by any other law enforcement agency of the state of
37 Louisiana or any political subdivision thereof, if such service is not creditable in any
38 public retirement or pension system, fund, or plan in the state, may purchase service
39 credit in this system by paying all actuarial costs of such purchase as determined by
40 the retirement system actuary in accordance with R.S. 11:158(C). The member shall

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

1 pay the cost of such service credit either in a lump sum, or the member may enter
2 into an installment agreement with the system, on terms established by the system,
3 for payments over a period not to exceed sixty months, inclusive of interest at the
4 actuarially assumed rate of return. Notwithstanding the foregoing, any outstanding
5 balance shall be paid in full no later than thirty days prior to the member's effective
6 retirement date or the date on which the member first receives a benefit from the
7 system, whichever is earlier.

8 (2)(a) Notwithstanding any provision of law to the contrary, any person who
9 has at least six months of service credit in this system and who was employed by any
10 law enforcement agency of the federal government or of any other state or of any
11 political subdivision of another state where such service is not creditable in any
12 public retirement or pension system, fund, or plan, in this or any other state or of the
13 federal government, may purchase service credit in this system for such employment
14 by paying all actuarial costs of such purchase as determined by the retirement system
15 actuary, in accordance with R.S. 11:158(C) and as further provided in this Paragraph.

16 (b) To purchase credit for such service, the member shall apply to the system
17 and furnish with such application information on the name and address of each
18 retirement or pension system, plan, or fund in which the member was enrolled during
19 the out-of-state or federal law enforcement employment, together with the dates of
20 such employment. The appropriate officer, trustee, or employee of each system,
21 plan, or fund or of the out-of-state or federal employing agency shall certify the
22 length of employment of the member and that the member does not have retirement
23 or pension credit for such employment which duplicates the service credit being
24 purchased in the system.

25 (c) The cost of such service credit shall be paid in a lump sum, or the
26 member may enter into an installment agreement with the system, on terms
27 established by the system, for payments over a period not to exceed sixty months,
28 inclusive of interest at the actuarially assumed rate of return. Notwithstanding the
29 foregoing, any outstanding balance shall be paid in full no later than thirty days prior
30 to the member's effective retirement date or the date on which the member is to first
31 receive a benefit from the system, whichever is earlier.

32 * * *

33 §2220.1. Survivor benefits for officers killed in the line of duty; failure of employer
34 enrollment

35 A. Notwithstanding any provision of this Chapter to the contrary, a surviving
36 spouse or other eligible beneficiary of an employee as defined in R.S. 11:2213(11)
37 who was killed in the line of duty while employed as a municipal police officer on
38 or after July 1, 2010, and before March 1, 2026, may apply for survivor benefits
39 under this Chapter no later than June 30, 2027, if the employee otherwise met the
40 eligibility requirements for membership in the system at the time of death.

41 B. If the surviving spouse or beneficiary otherwise qualifies for survivor
42 benefits, the system shall pay such benefits notwithstanding the failure of the
43 employer to enroll the officer in the system at the time of death. Any person who
44 would have been eligible to receive a benefit but whose benefit payments would
45 have ceased before the effective date of this Section shall be paid the benefits to
46 which the person would have been entitled.

47 C. Any actuarial cost associated with benefits paid pursuant to this Section
48 shall be funded with additional employer contributions.

49 D. Any retroactive benefits payable pursuant to this Section shall be paid no
50 later than three months after the system determines that the applicant is eligible.

51 * * *"

1 AMENDMENT NO. 7

2 On page 2, at the end of line 22, delete "shall earn interest at a rate equal" and delete lines
3 23 through 25 in their entirety and insert the following:

4 "shall earn interest, credited annually, at a rate equal to the actuarial rate of return of
5 the system's investment portfolio for the applicable fiscal year, less one-half of one
6 percent, as certified in the system's actuary's annual valuation report."

7 AMENDMENT NO. 8

8 On page 3, between lines 17 and 18, insert the following:

9 "§2225.5. Funding deposit account

10 * * *

11 B.(1) Notwithstanding any provision of R.S. 11:103 or 104, for fiscal years
12 beginning on or after July 1, 2023, and ending on or before June 30, 2028, the board
13 of trustees may require a net direct contribution rate of up to the following applicable
14 limit:

15 * * *

16 (2) Notwithstanding any provision of R.S. 11:103 or 104, for fiscal years
17 beginning on or after July 1, 2028, the board of trustees may require a net direct
18 contribution rate of up to the rate determined under R.S. 11:103 plus the applicable
19 additional benefits funding rate as determined under Subparagraphs (3)(c) and (d)
20 of this Subsection.

21 (3)(a) Effective July 1, 2027, the additional benefits funding rate shall be
22 eighty-five hundredths of one percentage point.

23 (b) For any fiscal year beginning on or after July 1, 2028, in which the rate
24 determined under R.S. 11:103 decreases, the additional benefits funding rate shall
25 increase by the lesser of one-half of the amount of the decrease in the rate
26 determined under R.S. 11:103 or the amount necessary for the additional benefits
27 funding rate to equal two and one-half percent. Any increase in the additional
28 benefits funding rate shall be permanent.

29 (c) For any fiscal year beginning on or after July 1, 2028, in which the sum
30 of the rate determined under R.S. 11:103 and the additional benefits funding rate
31 does not exceed twenty-nine and thirty-five hundredths percent, the applicable
32 additional benefits funding rate shall be equal to the additional benefits funding rate.

33 (d) For any fiscal year beginning on or after July 1, 2028, in which the sum
34 of the rate determined under R.S. 11:103 and the additional benefits funding rate
35 exceeds twenty-nine and thirty-five hundredths percent the applicable additional
36 benefits funding rate shall be equal to the greater of eighty-five hundredths of one
37 percentage point and the difference between twenty-nine and thirty-five hundredths
38 percent and the rate determined under R.S. 11:103.

39 (4)(a) For any fiscal year ending on or before June 30, 2028, in which the
40 board of trustees sets the direct employer contribution rate higher than the rate
41 determined under R.S. 11:103, excess contributions resulting from the higher rate
42 shall be used as provided in Paragraph (C)(1) of this Section or transferred to the
43 account as provided in Paragraph (C)(2) of this Section.

44 (b) For any fiscal year, beginning on or after July 1, 2028, in which the board
45 of trustees sets the direct employer contribution rate higher than the rate determined
46 under R.S. 11:103, excess contributions resulting from the higher rate shall be
47 credited to the account to be used solely to pay additional benefits to retirees,
48 survivors, and beneficiaries.

C.(1) Except as provided in Paragraph (2) of this Subsection, any excess contributions for any fiscal year ending on or before June 30, 2028, resulting from the board's exercise of its authority pursuant to Paragraph (B)(1) of this Section shall be applied, until exhausted, exclusively to reduce the outstanding balance of the oldest positive amortization base; however, the future payments for such amortization base shall continue to be made according to the original amortization schedule established in compliance with the requirements of Article X, Section 29(E)(3) of the Constitution of Louisiana and R.S. 11:103 until the outstanding balance is fully liquidated.

(2) ~~The~~ For any fiscal year ending on or before June 30, 2028, the board of trustees may dedicate a specific amount of excess contributions, up to the amount generated by setting the rate equal to eighty-five hundredths of one percentage point more than the rate determined under R.S. 11:103, to be used solely to pay additional benefits to retirees, survivors, and beneficiaries. The dedicated amount of funds shall be credited to the account.

* * *

AMENDMENT NO. 9

On page 4, line 23, after "three" delete "and one-third"

AMENDMENT NO. 10

On page 5, at the beginning of line 2, after "three" delete "and one-third"