

2022 Regular Session

HOUSE BILL NO. 22

BY REPRESENTATIVES EDMONDS, ADAMS, AMEDEE, BACALA, BOURRIAQUE, BOYD, CARPENTER, CARRIER, WILFORD CARTER, CORMIER, CREWS, DEVILLIER, ECHOLS, EDMONSTON, FIRMENT, FISHER, FONTENOT, FREEMAN, FRIEMAN, GAINES, GAROFALO, GOUDEAU, HARRIS, HOLLIS, HORTON, HUGHES, JEFFERSON, JENKINS, MIKE JOHNSON, JORDAN, LAFLEUR, LARVADAIN, LYONS, MCCORMICK, MIGUEZ, DUSTIN MILLER, MINCEY, NELSON, NEWELL, CHARLES OWEN, PIERRE, RISER, ROMERO, SCHAMERHORN, SCHLEGEL, SEABAUGH, SELDERS, STAGNI, TARVER, THOMPSON, WHEAT, WILLARD, AND WRIGHT

RETIREMENT/TEACHERS: Provides relative to the reemployment of retired teachers in the Teachers' Retirement System of Louisiana

1 AN ACT

2 To enact R.S. 11:710.1(A)(1)(d) and to repeal R.S. 11:710.1(A)(1)(d), relative to the
3 Teachers' Retirement System of Louisiana; to provide for reemployment of retired
4 teachers; to provide for compensation during reemployment; to provide for costs; to
5 provide for an effective date; and to provide for related matters.

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

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 11:710.1(A)(1)(d) is hereby enacted to read as follows:

11 §710.1. Employment of retirees on or after July 1, 2020

12 A.

13 * * *

14 (1)

15 * * *

1 (d)(i) The provisions of this Subparagraph apply to a retiree certified to teach
 2 mathematics, science, English language arts, or special education, and any teacher's
 3 aide, instructor, assistant professor, associate professor, or professor, who is assigned
 4 the professional activity of instructing students or who is conducting research at a
 5 public postsecondary education institution covered by this Section who retired prior
 6 to December 31, 2021. The provisions of Subparagraphs (a) and (c) of this
 7 Paragraph do not apply to such a retiree.

8 (ii) A retiree, as defined in Item (i) of this Subparagraph, may be employed
 9 in any position covered by this system, provided that his earnings in such
 10 employment do not exceed fifty percent of his final average compensation during
 11 any fiscal year. If actual earnings exceed this amount, the benefits payable to the
 12 retiree shall be reduced by the amount in excess of fifty percent of his final average
 13 compensation.

14 (iii) A retiree, as defined in Item (i) of this Subparagraph, employed in a full-
 15 time position pursuant to this Subparagraph may prospectively exercise Option 2 as
 16 provided in this Paragraph any time prior to or after reaching fifty percent of his final
 17 average compensation. In such case, all employee contributions made in accordance
 18 with Subparagraph (b) of this Paragraph prior to the exercise of Option 2 shall be
 19 refunded at that time. If a retiree has earned in excess of fifty percent of his final
 20 average compensation prior to an election made pursuant to this Item, the employee
 21 contributions eligible for refund or the benefits payable to the retiree shall be reduced
 22 by said amount.

* * *

24 Section 2. R.S. 11:710.1(A)(1)(d) is hereby repealed in its entirety.

25 Section 3. The cost of this Act, if any, shall be funded with additional employer
26 contributions in compliance with Article X, Section 29(F) of the Constitution of Louisiana.

27 Section 4.(A) This Section and Sections 1 and 3 of this Act shall become effective
28 on July 1, 2022.

29 (B) Section 2 of this Act shall become effective on July 1, 2025.

 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 22 Reengrossed

2022 Regular Session

Edmonds

Abstract: For a period of three years, increases the amount certain retired teachers may earn while reemployed without a reduction of retirement benefits.

Present law authorizes retirees of the Teachers' Retirement System of La. to be reemployed in a position covered by the system without a reduction of his retirement benefit if his earnings from such employment during a fiscal year do not exceed 25% of his final average compensation. If his earnings exceed this limit, present law authorizes him to choose a benefit reduction or to become a member of the system again and earn a supplemental benefit.

Proposed law retains present law except to increase the earnings limit to 50% of the retiree's final average compensation for the following:

- (1) A teacher certified in mathematics, science, English language arts, or special education.
- (2) Any of the following who is instructing students or conducting research at a public postsecondary education institution:
 - (a) A teacher's aide.
 - (b) An instructor.
 - (c) An assistant professor.
 - (d) An associate professor.
 - (e) A professor.

Proposed law is effective for three years; then present law is again effective.

Proposed law requires that any cost of proposed law be funded with additional employer contributions in compliance with Art. X, Sec. 29(F) of the state constitution.

Proposed law becomes effective on July 1, 2022, and is repealed effective July 1, 2025.

(Adds R.S. 11:710.1(A)(1)(d); Repeals R.S. 11:710.1(A)(1)(d))

Summary of Amendments Adopted by House

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

1. Change teachers to whom proposed law is applicable from those who returned to active service prior to Dec. 31, 2021, to those who retired prior to that date.

The House Floor Amendments to the engrossed bill:

1. Limit applicability of proposed law to specified persons.