

2026 Regular Session

SENATE BILL NO. 12

BY SENATOR PRICE

STATE POLICE RETIREMENT. Provides for the membership and definitions of the Louisiana State Police Retirement System. (6/30/26)

AN ACT

To amend and reenact R.S. 11:1301, 1305(B), 1307.1(B)(2), 1310(A)(1), and (2)(a), 1333, 1334, and 1345.2(1), relative to the Louisiana State Police Retirement System; to provide for relative definitions; to provide for system administration; to provide for an effective date; and to provide for related matters.

Notice of intention to introduce this Act has been published.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 11:1301, 1305(B), 1307.1(B)(2), 1310(A)(1), and (2)(a), 1333, 1334, and 1345.2(1) are hereby amended and reenacted to read as follows:

§1301. Definitions

As used in this Chapter, the following terms have these meanings:

(1) "Board" means the Louisiana State Police Retirement System Board.

**(2) "Commission" means the State Police Commission as established by Article 10, Section 43 of the Constitution of Louisiana.**

~~(2)~~**(3)** "Distributee" means a person who is eligible for benefits pursuant to this Chapter.

~~(3)~~**(4)** "Division" or "office" means the office of state police, Department of

Public Safety.

~~(4)~~(5) "Fund" means the Louisiana State Police Retirement System Fund.

~~(5)~~(6) "Minor Child" means a child of a member of this system who is under the age of eighteen years or who is a student who is under the age of twenty-three years.

~~(6)~~(7) "Pension plan" means the defined benefit plan created by this Chapter and administered by the board to provide monthly benefits for retirees, beneficiaries, and survivors.

~~(7)~~(8) "Student" means a person in a high school, a vocational-technical school, or a college or university, in a sufficient number of courses and classes in an accredited institution to be classified as a full-time regular student under the criteria used by the institution in which he is enrolled.

~~(8)~~(9) "System" means the Louisiana State Police Retirement System.

~~(9)~~(10) "Vested" means that a benefit payable to the member at some future time is not forfeitable.

\* \* \*

§1305. Membership in pension and retirement system; credit for unclassified service prohibited; exceptions

\* \* \*

B. Except for the secretary and the deputy secretary of the Department of Public Safety and Corrections who shall be unclassified state employees, all members of the State Police Retirement System shall be classified employees under the ~~state civil service system~~ **commission** and after July 27, 1966, no service credit shall be allowed in the system for unclassified service with the office of state police except for service as secretary and deputy secretary of the Department of Public Safety and Corrections.

\* \* \*

§1307.1. Exceptions

\* \* \*

B.(1)

\* \* \*

(2)(a) Notwithstanding any other provision of law to the contrary and specifically the provisions of R.S. 11:1310, the phrase "average salary" as used in this subsection for the purpose of computing the regular retirement benefits of any member who entered the Deferred Retirement Option Plan based on less than twenty-five years of service shall mean the average salary including any pay or benefit provided by the legislature in addition to that pay or salary that is set by either the Civil Service Commission or the State Police Civil Service Commission Commission for any twelve-month period of service occurring while a member of the retirement system, but limited to the first twenty-five years of state trooper service, regardless of whether such state trooper service occurred before, during, or after participation in the Deferred Retirement Option Plan. The phrase "average salary" defined by this Subparagraph shall be used for purposes of computing the regular retirement benefit that is payable based on all service occurring prior to the member's effective date of participation in the Deferred Retirement Option Plan.

(b) Any supplemental regular retirement benefit which is payable based on the salary which occurs after the member's termination of participation in the Deferred Retirement Option Plan shall be based on the greater of the average salary as determined in Subparagraph (a) of this Paragraph or the average salary including any salary provided by the legislature in addition to that pay or salary that is set by the ~~Civil Service Commission or the State Police Civil Service Commission~~ Commission for any twelve-month period of service occurring while a member of the system, but limited to the years of service which are attributable to twenty-five years of state trooper service.

\* \* \*

§1310. Average salary; method of determining

A.(1) With respect to persons employed prior to September 8, 1978, the term "average salary" as used in this Chapter for the purpose of determining pension payments and retirement is the average salary including any additional pay or salary

provided by the legislature over and above that set by the ~~Civil Service Commission~~  
commission, received for the year ending on the last day of the month immediately  
preceding the date of retirement or date of death or for any one-year period,  
whichever is the greatest. For the purposes of computation, "average salary" shall not  
include overtime, expenses, or clothing allowances.

(2)(a) With respect to persons becoming employed on and after September  
8, 1978, and whose first employment making them eligible for membership in one  
of the state systems occurred on or before December 31, 2010, the term "average  
salary" as used in this Chapter for the purpose of determining pension payments and  
retirement is the average salary including any additional pay or salary provided by  
the legislature over and above that set by the ~~Civil Service Commission~~ commission,  
received for the thirty-six month period ending on the last day of the month  
immediately preceding the date of retirement or date of death or for any thirty-six  
consecutive months thirty-six highest months of successive employment, or for the  
highest thirty-six successive joined months of employment where interruption of  
service occurred, whichever is the greatest. For the purposes of computation,  
"average salary" shall not include overtime, expenses, or clothing allowances.

\* \* \*

§1333. Accumulation of annual leave; conversion to membership service

A member shall be allowed to accumulate without limitation all of the  
member's unused annual leave. When a member retires, or dies while still a member  
of the fund and before retirement leaving a surviving spouse or dependent, or both,  
who are entitled to benefits under this Chapter, his unused accumulated annual leave  
which was earned under ~~civil service~~ the commission or administrative rules shall  
be added to his membership service, the addition to membership service to be on the  
basis of one work day for each eight hours of unused annual leave. Fractional days  
of one-half day or more shall be counted as one day and fractional days of less than  
one-half day shall be disregarded. The member's unused annual leave shall not be  
used to determine eligibility for retirement, but shall be credited to the member only

1 after it is determined that the member is otherwise eligible for retirement.

2 §1334. Accumulation of sick leave; conversion to membership service

3 When a member retires, or dies while still a member and before retirement  
4 leaving a surviving spouse or dependent, or both, who are entitled to benefits under  
5 this Chapter, his unused accumulated sick leave which was earned under the ~~civil~~  
6 ~~service~~ **commission** or administrative rules shall be added to his membership  
7 service, the addition to be on the basis of one work day for each eight hours of  
8 unused sick leave. Fractional days of one-half day or more shall be counted as one  
9 day but fractional days of less than one-half day shall be disregarded. The member's  
10 unused accumulated sick leave shall not be used to determine eligibility for  
11 retirement, but shall be credited to the member only after it is determined that the  
12 member is otherwise eligible for retirement.

13 \* \* \*

14 §1345.2. Application; definitions

15 Terms not specifically defined in this Section shall have the meanings  
16 provided in R.S. 11:1301 unless a different meaning is clearly required by the  
17 context. For purposes of this Part:

18 (1) "Average compensation" means the average annual earned compensation  
19 of a member for the sixty highest months of successive employment, or for the  
20 highest sixty successive joined months of employment where interruption of service  
21 occurred; however, average compensation for part-time employees who do not use  
22 sixty months of full-time employment for average compensation purposes shall be  
23 based on the base pay the part-time employee would have received had he been  
24 employed on a full-time basis. The earnings to be considered for the thirteenth  
25 through the twenty-fourth month shall not exceed one hundred fifteen percent of the  
26 earnings of the first through the twelfth month. The earnings to be considered for the  
27 twenty-fifth through the thirty-sixth month shall not exceed one hundred fifteen  
28 percent of the earnings of the thirteenth through the twenty-fourth month. The  
29 earnings to be considered for the thirty-seventh through the forty-eighth month shall

\* \* \*

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, 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)]

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(Amends R.S. 11:1301, 1305(B), 1307.1(B)(2), 1310(A)(1), and (2)(a), 1333, 1334, and 1345.2(1))