

SENATE BILL NO. 416

BY SENATOR PRICE

1 AN ACT

2 To amend and reenact R.S. 11:149(B) and to enact R.S. 11:416(A)(4), relative to the
3 Louisiana State Employees' Retirement System; to provide relative to the
4 reemployment of retirees to fill certain shortages within the Department of Public
5 Safety and Corrections, corrections services; to provide for qualifications; to provide
6 for definitions; to provide for advertisement requirements; to provide for benefits;
7 to provide for contributions; and to provide for related matters.

8 Notice of intention to introduce this Act has been published.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 11:149(B) is hereby amended and reenacted and R.S. 11:416(A)(4)
11 is hereby enacted to read as follows:

12 §149. Reemployment of retirees

13 * * *

14 B. Any person who retires under any early retirement incentive plan of the
15 state of Louisiana for state employees shall not be reemployed by any department of
16 state government for two years after the effective date of their retirement. The
17 provisions of this Subsection shall not apply to seasonal fire fighting personnel
18 employed by the office of forestry in the Department of Agriculture and Forestry,
19 ~~and~~ election-related personnel in the Department of State, **or rehired employees**
20 **who fill critical shortage positions within the Department of Public Safety and**
21 **Corrections, corrections services**. Reemployment of election personnel shall not
22 exceed six weeks prior to an election and two weeks following an election.

23 * * *

24 §416. Employment of retirees

25 A. Regardless of age, if a retiree of the system is engaged or hereafter
26 engages in employment which otherwise would render him eligible for membership
27 in the system, he shall choose one of the following irrevocable options:

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2 **(4) Option 4. Notwithstanding any other provision of this Section or any**
3 **other law to the contrary, any retiree of the system, who has been retired for at**
4 **least one year from the effective date of his retirement, may be reemployed to**
5 **fill certain critical shortage positions within the Department of Public Safety**
6 **and Corrections, corrections services, subject to all of the following:**

7 **(a) For the purposes of this Subsection, a "critical shortage position" is**
8 **defined as a full-time position for which the Department of Public Safety and**
9 **Corrections, corrections services, has advertised in accordance with Louisiana**
10 **civil service rules and has received an insufficient number of suitable applicants.**
11 **The secretary shall determine candidate suitability based on operational needs**
12 **and institutional requirements. Critical shortage positions shall include but are**
13 **not limited to the following full-time positions, as certified by the secretary of**
14 **the Department of Public Safety and Corrections based on fluctuating critical**
15 **needs:**

16 **(i) Major.**

17 **(ii) Captain.**

18 **(iii) Lieutenant.**

19 **(iv) Specialized sergeant-master.**

20 **(v) Cadet, sergeant, or master sergeant.**

21 **(vi) Registered nurse.**

22 **(vii) Licensed practical nurse.**

23 **(viii) Social worker.**

24 **(b) Prior to the posting of a critical shortage position pursuant to this**
25 **Paragraph, the secretary of the Department of Public Safety and Corrections**
26 **shall certify in writing the need to fill the vacancy.**

27 **(c) The secretary of the Department of Public Safety and Corrections**
28 **shall annually review and certify in writing the continued necessity of filling the**
29 **critical shortage position or the continued reemployment of the retiree in the**
30 **position.**

