

Regular Session, 2011

HOUSE BILL NO. 150

BY REPRESENTATIVE DOWNS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

RETIREMENT/TEACHERS: Relative to the Teachers' Retirement System of Louisiana, provides for the payment of benefits for retired adjunct professors during reemployment

1 AN ACT

2 To amend and reenact R.S. 11:710(H) and to enact R.S. 11:710(A)(4) and (I), relative to the
3 Teachers' Retirement System of Louisiana; to allow certain retirees reemployed as
4 adjunct professors to receive benefits during reemployment; and to provide for
5 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(H) is hereby amended and reenacted and R.S. 11:710(A)(4)
11 and (I) are hereby enacted to read as follows:

12 §710. Employment of retirees

13 A. For purposes of this Section, "retired teacher" shall mean any of the
14 following:

15 * * *

16 (4) A retired member who has at least thirty years of service credit or has
17 attained the age of sixty and who returns to active service covered by the provisions
18 of this Chapter as an adjunct professor. For purposes of this Paragraph "adjunct
19 professor" shall mean part-time faculty, including instructors, assistant professors,

1 associate professors, and professors, assigned the professional activities of
2 instructing pupils at a public institution of postsecondary education, which
3 instruction may be provided in person or through an approved medium such as
4 television, radio, computer, Internet, multimedia telephone, or correspondence and
5 which is delivered inside or outside the classroom or in other teacher-student
6 settings.

7 * * *

8 H. No "adjunct professor" as defined in Paragraph (A)(4) of this Section
9 shall receive a benefit during the period of his reemployment as provided in this
10 Section unless and until the board of supervisors of his institution has published via
11 rule or regulation a uniform pay schedule for reemployed adjunct professors at such
12 institution and has submitted the schedule to the board of trustees of this system.
13 The earnings of any retiree to whom Paragraph (A)(4) of this Section applies, in any
14 given fiscal year, shall not exceed the amount allowable under the uniform pay
15 schedule for the course being taught. If his actual earnings exceed the amount
16 allowable under the uniform pay schedule in any fiscal year, the benefits payable to
17 the retiree shall be reduced by the amount he earned in excess of such pay schedule.

18 H. I. By August 15, 2010, each employer shall report to the system and to the
19 House and Senate committees on retirement the names, positions, and salaries of
20 each person reemployed by such employer as of January 1, 2010, who was receiving
21 a retirement benefit pursuant to the provisions of this Section. Each calendar year
22 thereafter, by January fifteenth of such year, the employer shall report to the system
23 and to the House and Senate committees on retirement the names, positions, and
24 salaries of each person reemployed by such employer as of January first of that year
25 who was receiving a retirement benefit pursuant to the provisions of this Section.

Section 2. This Act shall become effective on July 1, 2011; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2011, or on the day following such approval by the legislature, whichever is later.

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)]

Downs

HB No. 150

Abstract: Relative to the Teachers' Retirement System of La. (TRSL), allows certain retirees reemployed as adjunct professors to receive retirement benefits during reemployment.

Present law prohibits any TRSL retiree other than a "retired teacher" from receiving a retirement benefit while reemployed. Provides that anyone other than a "retired teacher" shall have his benefit suspended during reemployment. Defines "retired teacher" as:

- (1) Any retired member who returns to work full time or part time as a classroom teacher offering instructional services to any student in grades K through 12 in a "critical shortage area".
- (2) Any other retired member reemployed on or before June 30, 2010.
- (3) Any retired member who returns to active service as a full-time certified speech therapist, speech pathologist, or audiologist whose position of employment requires a valid La. ancillary certificate approved and issued by the state Dept. of Education in a school district where a shortage exists.

Proposed law adds to the definition of "retired teacher", and therefore to the list of reemployed retirees who may receive a benefit during reemployment, retirees reemployed as adjunct professors who have at least 30 years of service credit or who are at least 60 years of age.

Proposed law requires the institution of higher education, prior to employing an adjunct professor, to publish a uniform schedule of pay for reemployed adjunct professors and to submit it to TRSL. Provides that the compensation received by a reemployed adjunct professor may not exceed the uniform schedule of pay. If such compensation does exceed the uniform schedule, his benefit will be reduced by the amount in excess.

Effective July 1, 2011.

(Amends R.S. 11:710(H); Adds R.S. 11:710(A)(4) and (I))