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## DIGEST

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Gary Smith

HB No. 369

**Abstract:** Relative to the Teachers' Retirement System of La. (TRSL), allows a reemployed retiree to receive a retirement benefit during reemployment if he returns to TRSL-covered employment instructing adults through an adult education or literacy program.

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, any retiree reemployed to teach in an adult education or literacy program administered through a K through 12 school.

Proposed law provides that the earnings of any such person shall not exceed 25% of his retirement benefit in any fiscal year. If earnings exceed this amount, such person's retirement benefit will be reduced by the amount in excess of the 25%.

Present law requires an employer to submit to TRSL certain information after the end of each fiscal year, including the name of all persons being paid by the employing agency, their social security numbers, and the amount of their earnings during the previous fiscal year.

Proposed law requires additionally that the employer report to TRSL an employee's status as part-time or full-time.

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 Const. of La.

Effective July 1, 2011.

(Amends R.S. 11:710(D); Adds R.S. 11:710(A)(4))

## Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Retirement to the original bill.

1. Changes proposed law from allowing a TRSL retiree to receive a retirement benefit upon being reemployed on a part-time basis to allowing a retiree reemployed on a part-time basis as an instructor in an adult education or literacy program administered through a K through 12 school to receive a benefit during reemployment.

### House Floor Amendments to the engrossed bill.

1. Changes the limitations under which a TRSL retiree reemployed as an instructor in an adult education or literacy program administered through a K through 12 school may receive a retirement benefit upon reemployment under proposed law. Changes from a 20 hour per week limitation on reemployment to reemployment earnings being limited to 25% of such teacher's retirement benefit.