Regular Session, 2011

HOUSE BILL NO. 151

BY REPRESENTATIVE HOFFMANN

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 La. (TRSL), allows certain reemployed retirees to receive retirement benefits during reemployment

AN ACT

To enact R.S. 11:710(A)(4), relative to the Teachers' Retirement System of Louisiana; to allow certain reemployed retirees to receive benefits during reemployment; to provide an effective date; and to provide for related matters.

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

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 11:710(A)(4) is hereby enacted to read as follows:

§710. Employment of retirees

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

* * *

(4) A retired member who returns to active service covered by the provisions of this Chapter who retired on or after May 1, 2009, and on or before June 30, 2010, in a position requiring a valid Louisiana teaching certificate or a valid Louisiana ancillary certificate.

* * *

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

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)]

Hoffmann HB No. 151

Abstract: Relative to the Teachers' Retirement System of La. (TRSL), allows a person who retired between April 30, 2009, and July 1, 2010, and who returns to a position requiring a teaching or ancillary certificate to receive a retirement benefit 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 fulltime or parttime 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 list of "retired teachers" a member who retired during the period from May 1, 2009, through June 30, 2010, and who returns to a position that requires a teaching or ancillary certificate. Such persons may receive a retirement benefit during reemployment.

Effective July 1, 2011.

(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. Deletes provision of proposed law which added to the definition of "retired teacher", and therefore to the list of reemployed retirees who may receive a benefit during reemployment, any retiree reemployed in any TRSL-eligible position whose earnings in a fiscal year do not exceed 25% of his benefit.

House Floor Amendments to the engrossed bill.

1. Relative to definition of retired teacher, removes proposed law that amended present law to provide that a member who retired on or before June 30, 2010,

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was a retired teacher rather than a person who returned to active service prior to that date.

2. Adds to the definition of retired teacher a person who retired during the period from May 1, 2009, through June 30, 2010, and who returns to a position that requires a teaching or ancillary certificate.

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