ENROLLED

Regular Session, 2011

ACT No. 396

HOUSE BILL NO. 425

BY REPRESENTATIVES STIAES, ABRAMSON, ARNOLD, AUSTIN BADON, BISHOP, HENDERSON, LEGER, AND MORENO AND SENATORS MORRELL AND WILLARD-LEWIS

AN ACT

To amend and reenact R.S. 11:3821(B), (C)(introductory paragraph), and (D) and to enact R.S. 11:3821(E), relative to the Employees' Retirement System of the Sewerage and Water Board of the city of New Orleans, provides for governance of such system; to grant the board of trustees of such system jurisdiction, control, and management of the system; to provide with respect to membership of the board of trustees; and to provide for related matters.

Notice of intention to introduce this Act has been published as provided by Article III, Section 13 and Article X, Section 29(C) of the Constitution of Louisiana.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 11:3821(B), (C)(introductory paragraph), and (D) are hereby amended and reenacted and R.S. 11:3821(E) is hereby enacted to read as follows:

§3821. Creation; contributions; management; investments; board of trustees

* * *

B. The pension fund shall be under the jurisdiction, control, and management of the board of trustees of the retirement system and shall be used for no other purpose than to pay pensions to employees and may pay plan sponsorship fees under the rules and regulations adopted by the board of trustees of the retirement system. Plan sponsorship fees include but are not limited to fees for money management, investment services, and custodial services.

C. The ~~Sewerage and Water Board~~ board of trustees of the retirement system may make such rules and regulations as it deems proper to carry out the purposes and

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objects of this Part in regard to pensions to be paid to its employees, subject to the following restrictions:

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D. Notwithstanding any provision of law to the contrary, the ~~Sewerage and Water Board of the city of New Orleans~~ board of trustees of the retirement system may invest no more than sixty-five percent of the pension fund portfolio in equities, and no more than twenty-five percent of the pension fund shall be invested in any single equity.

E. The board of trustees of the Employees' Retirement System of the Sewerage and Water Board of the city of New Orleans shall be composed of:

(1) The members of the Sewerage and Water Board of New Orleans as provided in R.S. 33:4071.

(2) The three duly elected employee members of the pension committee, which committee is defined and described in the rules and regulations of the retirement system.

(3) The one retiree member of the pension committee, which committee is defined and described in the rules and regulations of the retirement system.

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.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

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