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**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Original Senate Bill No. 47  
by Senator Guillory

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1 AMENDMENT NO. 1

2 On page 2, delete lines 2 through 4 and insert the following:

3 **"Bill No. 47 of the 2012 Regular Session of the Legislature is to attain and**  
 4 **maintain the actuarial soundness of the state and statewide systems as required**  
 5 **by the Constitution of Louisiana, Article X, Section 29."**

6 AMENDMENT NO. 2

7 On page 2, line 22, change "service" to "services"

8 AMENDMENT NO. 3

9 On page 7, delete lines 10 through 25 in their entirety and insert in lieu thereof the following:

10 "Section 3. R.S. 11:403 as amended by this Act shall not apply to a judge during the  
 11 term of office he is serving on June 30, 2012. After that term, R.S. 11:403 as amended by  
 12 this Act shall apply to a member holding that office.

13 Section 4. (A) On June 30, 2012, this Act shall become applicable to members of  
 14 the Louisiana State Employees' Retirement System and the Teachers' Retirement System of  
 15 Louisiana who are not eligible for retirement on or before September 30, 2012.

16 (B) On October 1, 2012, the provisions of this Act shall become applicable to other  
 17 members of the Louisiana State Employees' Retirement System and the Teachers' Retirement  
 18 System of Louisiana.

19 Section 5. (A) As soon as practicable after the effective date of this Act, the Public  
 20 Retirement Systems' Actuarial Committee shall meet to adopt a revised valuation for each  
 21 system prepared as provided in R.S. 11:102. This valuation shall include a revised employer  
 22 contribution rate for each plan within the system to be utilized in the fiscal year which begins  
 23 on July 1, 2012. This valuation shall incorporate all changes enacted by the legislature in the  
 24 2012 Regular Session.

25 (B) The Public Retirement Systems' Actuarial Committee is hereby authorized to  
 26 adopt an actuarial valuation or revised employer contribution rate to be utilized in the fiscal  
 27 year which begins on July 1, 2012, calculated in accordance with R.S. 11:102, which has  
 28 been prepared on behalf of the division of administration by a member of the American  
 29 Academy of Actuaries who meets the qualification requirements of the academy to issue a  
 30 particular statement of actuarial opinion.

31 Section 6. Because the legislature finds and declares that questions of law may be  
 32 raised by some persons with respect to the constitutionality of some of the provisions of this  
 33 Act, the public welfare requires that such questions of law be resolved with expedition prior  
 34 to such time as its provisions take effect in order to avoid disruption of the orderly  
 35 implementation of its provisions. Therefore, the legislature finds that an expedited hearing  
 36 schedule for actions filed relative to the constitutionality of any provision of this Act should  
 37 be immediately made available in order to avoid confusion by the public. Therefore, any  
 38 domiciliary of this state may institute an action in the Nineteenth Judicial District Court  
 39 seeking a declaratory judgment to determine the constitutionality of the provisions of this  
 40 Act. The attorney general and the governor shall be served with a copy of the proceeding and  
 41 shall be entitled to be heard. In the interest of further expediting this procedure, the  
 42 Nineteenth Judicial District Court, First Circuit Court of Appeal, and Louisiana Supreme  
 43 Court are urged to minimize all unnecessary delays in order to resolve any questions of law  
 44 no later than thirty days prior to the prefiling deadline for retirement legislation for the 2013  
 45 regular legislative session, and the courts may suspend all applicable rules of court for this  
 46 limited purpose.

1           Section 7. If a final judgment declares any of the provisions of this Act  
2 unconstitutional or unconstitutional as applied to a particular class of employees, the other  
3 provisions of this Act shall remain in effect and also shall be applicable to all other classes  
4 of employees unrelated to the judgment."

5   AMENDMENT NO. 4

6   On page 7, line 26 change "Section 6" to "Section 8"