The original instrument was prepared by Margaret M. Corley. The following digest, which does not constitute a part of the legislative instrument, was prepared by Tammy Crain-Waldrop.

## DIGEST 2015 Regular Session

Long

<u>Present law</u> requires suspension of benefits of a retiree reemployed in a position covered by Teachers' Retirement System of Louisiana (TRSL) for the duration of reemployment, with certain exceptions. Provides for suspension of benefits during reemployment in a TRSL-covered position in the first 12 months following retirement regardless of retirement date, position filled, or credentials held. Allows certain retirees to avoid suspension of benefits after this 12-month period based on retirement date, position filled, or credentials held.

Proposed law retains present law and provides for additional retirees to avoid suspension.

<u>Present law</u> provides that after the 12-month mandatory suspension period, there shall be no further suspension of benefits for:

(1) Retirees who return to active service on or before June 30, 2010.

SB 20 Reengrossed

- (2) Retirees who retired on or after May 1, 2009, and on or before June 30, 2010, who return to active service in a TRSL-covered position requiring a valid Louisiana teaching certificate or valid Louisiana ancillary certificate.
- (3) Retirees holding advanced degrees in speech therapy, speech pathology or audiology.

<u>Proposed law</u> retains <u>present law</u> for those in (3) above and further provides than any member who retired on or before June 30, 2010, shall have no suspension of benefits during his reemployment period following the first 12 months of retirement regardless of when he returned to active service or whether the position requires a certificate. Defines these retirees as "reemployment-eligible retirees".

<u>Present law</u> provides that, following the 12-month mandatory suspension period, a full-time certified speech therapist, speech pathologist, or audiologist in a position requiring a valid Louisiana ancillary certificate shall have no further suspension of benefits during his reemployment period when a critical shortage has been certified as provided in <u>present law</u>. Provides that, following the 12-month mandatory suspension period, full-time or part-time classroom teachers reemployed in a school where a critical shortage has been certified as provided in <u>present law</u>, shall have no further suspension of benefits.

<u>Proposed law</u> retains <u>present law</u> and adds school social workers to the list of positions covered by <u>present law</u>. Defines these positions as "reemployment-eligible critical shortage positions".

<u>Proposed law</u> requires employers to post openings at career development offices or similar entities and in every post-secondary institution within a 120 mile radius of the employer's governing authority. Further requires certification annually that a critical shortage exists.

<u>Present law</u> provides that, after the 12-month mandatory suspension period, the benefit suspension does not apply unless earnings from the reemployment exceed the limitation of 25% of the person's benefit during any fiscal year for the following retirees who are reemployed in TRSL-covered positions:

- (1) Substitute classroom teachers.
- (2) Adult education or literacy instructors.
- (3) Adjunct professors.

<u>Proposed law</u> retains <u>present law</u> and defines these positions as "reemployment-eligible positions".

<u>Proposed law</u> includes in the definition of "classroom teacher" employees assigned to proctor admission, evaluation, or assessment testing. Adds test proctoring to the list of duties a substitute teacher may perform.

<u>Present law</u> provides that the earnings limitations shall not apply to any retiree reemployed in a parttime position with the Louisiana High School Athletic Association on June 27, 2003.

Proposed law removes this obsolete provision.

Effective June 30, 2015.

(Amends R.S. 11:710)

## Summary of Amendments Adopted by Senate

## Committee Amendments Proposed by Senate Committee on Retirement to the original bill

- 1. Defines "classroom teacher" to include employees assigned to proctor admission, evaluation, or assessment testing.
- 2. Specifies that such proctoring shall not be considered a subject area for the purposes of critical shortage.
- 3. Adds test proctoring to the list of duties a substitute classroom teacher may perform.

## Senate Floor Amendments to engrossed bill

1. Adds school social workers to the list of retirees included.

- 2. Requires employer to post openings at career development office or a similar entity, and in every post-secondary institution within a one hundred twenty-mile radius of the employer's governing authority.
- 3. Requires certification that critical shortages exist on an annual basis.
- 4. Technical amendments.