

2020 Regular Session

HOUSE BILL NO. 12

BY REPRESENTATIVE CARPENTER

RETIREMENT/FIREFIGHTERS: Provides relative to the suspension of benefits of members of the Firefighters' Retirement System upon reemployment

AN ACT

To amend and reenact R.S. 11:2256(A)(5), relative to the Firefighters' Retirement System; to provide with respect to the reemployment of retirees; to provide for suspension of benefits; 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. 11:2256(A)(5) is hereby amended and reenacted to read as follows:

§2256. Benefits; refund of contributions, application, and payment

A.

* * *

~~Upon returning to work as a full-time employee covered by this system, retirement benefits shall cease and the~~ The benefits of any retiree of this system who returns to employment with an employer covered by this system shall be suspended for the duration of such employment. For full-time employees only, the employee and employer shall contribute to the system towards creditable service. The member may not change the option which was selected under the first retirement computation.

* * *

1 Section 2. This Act shall become effective upon signature by the governor or, if not
2 signed by the governor, upon expiration of the time for bills to become law without signature
3 by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If
4 vetoed by the governor and subsequently approved by the legislature, this Act shall become
5 effective on the day following such approval.

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)]

HB 12 Original

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Carpenter

Abstract: Suspends the benefits of any member of the Firefighters' Retirement System (FRS) who returns to work with an employer covered by the system.

Present law provides that if a retiree from FRS returns to work in a full-time position covered by the system, payment of his retirement benefits ceases. Proposed law makes the requirement for cessation of benefits applicable to an FRS retiree who returns to work in a part-time position covered by the system.

Present law provides that the employee and employer contribute to the system during full-time reemployment and that the retirement option that was selected at the first retirement cannot be changed. Proposed law retains present law applicable only to retirees who return to work in full-time positions.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 11:2256(A)(5))