

**HOUSE COMMITTEE AMENDMENTS**

2024 Regular Session

Amendments proposed by House Committee on Retirement to Original House Bill No. 15  
by Representative Fontenot

1 AMENDMENT NO. 1

2 On page 1, at the beginning of line 2, delete "To enact R.S. 11:2220(A)(4)," and insert "To  
3 amend and reenact R.S. 11:2220(A)(2)(a) and to enact R.S. 11:2213(11)(i) and (j), 2214.1,  
4 2220(A)(4), and 2241.4(A)(4),"

5 AMENDMENT NO. 2

6 On page 1, line 3, after "System;" insert "to provide for eligibility for retirement; to provide  
7 relative to benefits of certain retirees; to provide for termination of membership of certain  
8 elected officials; to provide for definitions"

9 AMENDMENT NO. 3

10 On page 1, delete line 9 in its entirety and insert the following:

11 "Section 1. R.S. 112220(A)(2)(a) is hereby amended and reenacted and R.S.  
12 11:2213(11)(i) and (j), 2214.1, 2220(A)(4), and 2241.4(A)(4) are hereby enacted to read as  
13 follows:

14 §2213. Definitions

15 \* \* \*

16 (11) "Employee" shall mean any of the following classifications:

17 \* \* \*

18 (i) Notwithstanding and provisions of Item(a)(iii) of this Paragraph to the  
19 contrary and in conformity with the provisions of R.S. 11:2214(2)(b), "employee"  
20 shall mean any person employed by the Baton Rouge Police Department who is a  
21 law enforcement employee and "employee" shall not mean any person employed by  
22 the Baton Rouge Police Department who is not a law enforcement employee. For  
23 purposes of this Subparagraph, "law enforcement employee" means any person  
24 occupying a position within a class title that, subject to the merger agreement, was  
25 included in the membership of the system on the effective date of this Subparagraph.  
26 For any position in the Baton Rouge Police Department within a class title created  
27 after the effective date of this Subparagraph, "law enforcement employee" shall  
28 mean a person occupying a position that makes the person eligible to receive state  
29 supplemental pay.

30 (j) Any person who is not a full-time police officer and who on March 5,  
31 2023, met this definition of employee only under Item (a)(iii) of this Paragraph and  
32 was enrolled in another municipal retirement system is not an employee.

33 \* \* \*

34 §2214.1 Termination of membership; certain elected officials

35 A member of this system who is elected, who is eligible for retirement from  
36 this system, and who is eligible, for the same employment, for membership in  
37 another statewide retirement system may terminate his membership in this system  
38 upon his enrollment in the other system. If such member enrolls in another system,  
39 he shall file a notice of such enrollment in writing with the board of this system, and  
40 all employer and employee contributions to this system by or on behalf of the  
41 member shall cease upon receipt by the board of the notice. The former member  
42 may apply for retirement from this system and receive this retirement benefit any  
43 time after the termination of his membership in this system regardless of whether he  
44 terminates the employment that made him eligible for membership.

45 \* \* \*"

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

1 AMENDMENT NO. 4

2 On page 1, between lines 11 and 12, insert the following:

3   \*\*           \*           \*

4                   (2)(a)(i) ~~Regardless~~ Except as provided by Item (ii) of this Subparagraph,  
5 regardless of age, if a retiree of this system becomes an employee as defined in R.S.  
6 11:2213, payment of retirement benefits shall be suspended and the employee and  
7 employer shall contribute to the system toward creditable service.

8                   (ii) The benefits of a retiree of the system who retires as a police officer  
9 during the period beginning July 1, 2024, and ending June 30, 2026, and who, no  
10 sooner than ninety days following the date of his retirement, is first employed as an  
11 employee under R.S. 11:2213(11)(a)(iii) shall not be suspended if the retiree  
12 irrevocably elects not to receive additional service credit or accrue any additional  
13 retirement benefit in the retirement system. Such election shall be in writing and  
14 filed with the board of trustees within thirty days after the effective date of the  
15 retiree's employment. During such employment, the retiree and his employer shall  
16 make contributions to the retirement system as provided by this Chapter. Upon  
17 termination of employment as an employee under R.S. 11:2213(11)(a)(iii), employee  
18 contributions paid since reemployment shall, upon application, be refunded without  
19 interest, to the retiree. The retirement system shall retain the employer contributions  
20 and interest on the contributions."

21 AMENDMENT NO. 5

22 On page 1, line 14, after "age of" change "fifty-five, who" to "fifty-five and"

23 AMENDMENT NO. 6

24 On page 1, line 15, after "credit" delete the comma "," and insert "or has twenty-five years  
25 of service at any age"

26 AMENDMENT NO. 7

27 On page 2, after line 6, insert the following:

28       "§2241.4. Eligibility for retirement  
29           A. Any member of this subplan shall be eligible for retirement if he has:

30   \*           \*           \*

31                   (4) Seven years or more of service, at age sixty-two or thereafter, if he is an  
32 elected chief of police who is not eligible for retirement under Paragraph (1), (2), or  
33 (3) of this Subsection and is prohibited from continuing employment as a chief with  
34 the same employer due to term limits. Any person retiring under this Paragraph shall  
35 provide sufficient documentation to the retirement system proving that he meets  
36 these requirements and shall irrevocable elect not to receive additional service credit  
37 or accrue any additional retirement benefit in the retirement system if he  
38 subsequently becomes reemployed. Such election shall be in writing and filed with  
39 the board of trustees before the effective date of the retiree's retirement. During any  
40 subsequent employment, the retiree and his employer shall make contributions to the  
41 retirement system as provided by this Chapter. Upon termination of subsequent  
42 employment, employee contributions paid since reemployment shall, upon  
43 application, be refunded, without interest, to the retiree. The retirement system shall  
44 retain the employer contributions and interest of the contributions.

45   \*           \*           \*\*"

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