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HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montoucet to Re-Reengrossed Senate Bill No. 14
by Senator Guillory

1 AMENDMENT NO. 1

2 On page 1, delete lines 2 through 4 in their entirety and insert in lieu thereof: "To amend and
3 reenact R.S. 11:102(B)(3)(d)(vi) and 2263, relative to Louisiana public retirement systems,
4 plans, or funds; to provide relative to the liabilities of the Louisiana School Employees'
5 Retirement System; to provide for payment of such liabilities; to provide for employer
6 contributions to the Louisiana School Employees' Retirement System; to provide relative to
7 the garnishment or seizure of benefits and refunds of members of the Firefighters'
8 Retirement System; to require certain documentation relative to such garnishment or seizure;
9 to provide relative to the obligations of the Firefighters' Retirement System with respect to
10 such garnishment or seizure; to provide an effective date; and to provide"

11 AMENDMENT NO. 2

12 On page 1, line 8, after "11:102(B)(3)(d)(vi)" and before "hereby" change "is" to "and 2263
13 are"

14 AMENDMENT NO. 3

15 On page 2, between lines 23 and 24, insert:

16 "§2263. Exemption from execution
17 **A.** The right of a person to a pension, an annuity, or a retirement allowance,
18 to the return of contributions, the pension, annuity, or retirement allowance itself,
19 any optional benefit or any other right accrued or accruing to any person under the
20 provisions of this ~~Subpart~~ **Chapter**, and the ~~moneys~~ **monies** in the various funds
21 created by this ~~Subpart~~ **Chapter** are hereby exempt from any state or municipal tax
22 and exempt from levy and sale, garnishment, attachment, or any other process
23 whatsoever, except as provided in R.S. 11:292, and shall be unassignable except as
24 in this ~~Subpart~~ **Chapter** specifically otherwise provided.
25 **B.** **Notwithstanding any provision of law to the contrary, including**
26 **Chapter 1 of Title XIII of the Louisiana Children's Code, any funds payable**
27 **from the system shall be subject to the provisions of R.S. 11:292 only if a**
28 **certified copy of a court order or judgment bearing the signature of the issuing**
29 **court or administrative law judge is first provided to the system. If no certified**
30 **copy of such order or judgment has been received by the system, the system**
31 **shall continue to pay the entire amount of any benefit or refund of contributions**
32 **to the former member, retiree, designated beneficiary, survivor benefit**
33 **recipient, or the estate of a deceased member, as applicable. Until the system**
34 **is in receipt of the certified order or judgment required by this Subsection, the**
35 **system shall not be required to withhold any monies ordered garnished, and**
36 **after receipt, the system shall be required to enforce the garnishment only**
37 **prospectively.**"