

2015 Regular Session

HOUSE BILL NO. 141

BY REPRESENTATIVE SEABAUGH

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

PUBLIC EMPLOYEES: Provides relative to authorized payroll withholdings for public employees

1 AN ACT

2 To amend and reenact R.S. 23:890(F) and R.S. 42:456(A)(1) and 457.1 and to repeal R.S.
3 17:438 and R.S. 42:457, relative to public employee payroll withholdings; to remove
4 authority for certain payroll withholdings; to provide for certain withholdings for
5 professional law enforcement officers and firefighters; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 23:890(F) is hereby amended and reenacted to read as follows:

9 §890. Labor policy

10 * * *

11 F. Employees of such publicly owned ~~and/or~~ or operated transportation
12 systems hereafter acquired may authorize and upon such authorization the aforesaid
13 municipality, transit authority, 2 or other authority organized for the purpose may
14 make deductions from wages and salaries of such employees:

15 (1) ~~Pursuant to a collective bargaining agreement with a duly designated or~~
16 ~~certified labor organization for the payment of union dues, fees or assessments.~~

17 (2) For the payment of contributions pursuant to any health and welfare plan
18 or pension or retirement plan, ~~and.~~

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 141 Original

2015 Regular Session

Seabaugh

Abstract: Removes authority for teachers, school board employees, and public employees to withhold payroll deductions for union fees.

Present law (R.S. 23:890) provides for the labor policy when a municipality or transit authority acquires or operates a transportation facility.

Present law allows that employees of the acquired facility may authorize deductions of wages and salaries for the following purposes:

- (1) Pursuant to a collective bargaining agreement with a duly designated or certified labor organization for the payment of union dues, fees, or assessments.
- (2) For the payment of contributions pursuant to any health and welfare plan or pension or retirement plan.
- (3) For any purposes for which deductions may be authorized by employees of any private employer.

Proposed law removes union dues as an authorized deduction.

Present law (R.S. 42:456) authorizes state employee payroll withholdings for the following:

- (1) Mandated federal or state income withholdings, credit unions, garnishments, liens, union dues, savings bonds programs, qualified United Way entities, health and life insurance products offered through the Office of Group Benefits, products having state participating contributions, sponsored by the Office of Group Benefits, which qualify and are offered under Section 125 of the Internal Revenue Code (Cafeteria Plan).
- (2) Products offered without state contributory participation which have been evaluated and approved in accordance with rules and procedures promulgated by the commissioner of administration.

Proposed law removes union dues as an authorized payroll withholding.

Present law (R.S. 17:438) provides that any teacher or school board employee may authorize the school board to deduct organization dues from his earnings.

Present law (R.S. 17:438) provides that no deductions can be made unless 50 such employees or 10% of the total number of employees (whichever is less) request the deduction.

Proposed law repeals present law.

Present law (R.S. 42:457) authorizes any state, parish, or city employee to withhold from his salary a specific amount for payment of his dues to any labor organization to which he belongs.

Proposed law repeals present law.

(Amends R.S. 23:890(F) and R.S. 42:456(A)(1) and 457.1; Repeals R.S. 17:438 and R.S. 42:457)