

Regular Session, 2014

HOUSE BILL NO. 171

BY REPRESENTATIVE PEARSON

SCHOOLS/EMPLOYEES: Requires school boards and charter school governing authorities to offer to their employees the opportunity to participate in the La. Public Employees Deferred Compensation Plan

1 AN ACT

2 To enact R.S. 17:81(X) and 3996(B)(34), relative to public school employers; to require  
3 governing authorities of public schools to offer their employees the opportunity to  
4 participate in the state deferred compensation plan; and to provide for related  
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 17:81(X) and 3996(B)(34) are hereby enacted to read as follows:

8 §81. General powers of local public school boards

9 \* \* \*

10 X. Each city, parish, or other local school board shall offer its employees the  
11 opportunity to participate in the Louisiana Public Employees Deferred Compensation  
12 Plan as established by R.S. 42:1301 et seq. The requirement of this Subsection does  
13 not prohibit a school board from offering its employees the opportunity to participate  
14 in other plans established pursuant to Section 457 of the Internal Revenue Code.

15 \* \* \*

16 §3996. Charter schools; exemptions; requirements

17 \* \* \*

18 B. Notwithstanding any state law, rule, or regulation to the contrary and  
19 except as may be otherwise specifically provided for in an approved charter, a

1 charter school established and operated in accordance with the provisions of this  
2 Chapter and its approved charter and the school's officers and employees shall be  
3 exempt from all statutory mandates or other statutory requirements that are  
4 applicable to public schools and to public school officers and employees except for  
5 the following laws otherwise applicable to public schools with the same grades:

6 \* \* \*

7 (34) Deferred compensation plans, R.S. 17:81(X).

8 \* \* \*

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

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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)]

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Pearson

HB No. 171

**Abstract:** Requires school boards and governing authorities of charter schools to offer their employees the opportunity to participate in the state's deferred compensation plan.

Present law, pursuant to federal tax law, provides for a deferred compensation plan for public employees, which allows an employee to defer and invest some of his income. Employees of political subdivisions, such as school boards, are eligible to participate in the plan.

Proposed law requires school boards and governing authorities of charter schools to offer their employees the opportunity to participate in the deferred compensation plan established by present law. Provides that proposed law does not prohibit such employers from offering opportunities to participate in other deferred compensation plans.

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

(Adds R.S. 17:81(X) and 3996(B)(34))