

Regular Session, 2012
HOUSE BILL NO. 352

ACT No. 252

BY REPRESENTATIVE BURFORD

1 AN ACT

2 To enact R.S. 13:5557.1, relative to payment of group health insurance premiums for retired
3 sheriffs and deputy sheriffs; to create the DeSoto Parish Retired Employees'
4 Insurance Fund to fund premium costs for eligible retired sheriffs and retired deputy
5 sheriffs; to provide for the total amount of principal and earnings in the DeSoto
6 Parish Retired Employees' Insurance Fund; to provide for the limitations on
7 withdrawal and appropriation of monies; to provide for limitations of equity and
8 fixed income investments; to provide for the membership and election on the
9 investment advisory board; and to provide for related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 13:5557.1 is hereby enacted to read as follows:

12 §5557.1. DeSoto Parish; payment of group insurance premiums; retired sheriffs and
13 deputy sheriffs; creation of fund

14 A. There is hereby created the DeSoto Parish Retired Employees Insurance
15 Fund, hereinafter referred to as the "DREIF", to fund the payment by the sheriff's
16 office of DeSoto Parish of the premium costs for eligible retired sheriffs and retired
17 deputy sheriffs pursuant to R.S. 13:5554(G) and (X).

18 B. The following monies shall be deposited into the DREIF until the total
19 amount of the monies including principal and earnings in the DREIF equals the sum
20 of four million dollars:

21 (1) One percent of the monies received in the DeSoto Parish sheriff's general
22 fund each year.

23 (2) Any other monies that the sheriff of DeSoto Parish may contribute to the
24 DREIF.

1 (3)(a) Once the total amount of the monies including principal and earnings
2 in the DREIF equals the sum of four million dollars, the deposited monies identified
3 in Paragraph (1) of this Subsection shall be reduced to one-half of one percent.

4 (b) If the monies in the DREIF should fall below four million dollars, the
5 deposited monies identified in Paragraph (1) of this Subsection shall revert to the
6 original amount of one percent.

7 C. Upon recommendation of the board established in Subsection G of this
8 Section, the sheriff of DeSoto Parish shall invest the monies in the DREIF as
9 follows:

10 (1) Not less than twenty-five percent in equities.

11 (2) At least twenty-five percent in fixed income investments, provided that
12 the average credit quality of the fixed income portion must be rated as investment
13 grade.

14 D. The earnings realized on the monies invested pursuant to Subsection C
15 of this Section shall be available for the sheriff to withdraw for the sole purpose of
16 paying the insurance premium costs pursuant to R.S. 13:5554(G) and (X) for retired
17 sheriffs and retired deputy sheriffs of DeSoto Parish or the legal representation costs
18 for the DREIF Board, provided that no such earnings shall be withdrawn until the
19 amount of principal and accumulated earnings in the DREIF is equal to the sum of
20 four million dollars. In the event that the total amount of monies derived from
21 deposits provided in Subsection B of this Section and investment earnings fall below
22 the sum of four million dollars, no earnings shall be withdrawn, and any balance
23 owed for the payment of insurance premium costs pursuant to R.S. 13:5554(G) and
24 (X) or legal representation costs for the DREIF Board shall be paid in full from the
25 sheriff's general fund.

26 E. The monies deposited pursuant to Subsection B of this Section and the
27 accumulated earnings up to a total of four million dollars shall not be appropriated
28 and shall be used only for making income-producing investments as provided in this
29 Section.

1 F. Any financial audit conducted of the sheriff's office of DeSoto Parish shall
2 specifically address compliance with the provisions of this Section.

3 G. To provide recommendations concerning the investment of funds as
4 provided in Subsection C of this Section, the sheriff shall establish an investment
5 advisory board consisting of three members as follows:

6 (1) The comptroller of the sheriff's department.

7 (2) Two retired sheriffs or retired deputy sheriffs of the department,
8 appointed by the sheriff, who shall serve a term determined by the sheriff.

9 (3) The members of the board shall elect a chairperson at its first board
10 meeting, which shall be held within thirty days after the appointment of board
11 members.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____