2017 Regular Session

HOUSE BILL NO. 37

BY REPRESENTATIVE LEOPOLD


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

RETIREMENT/PAROCHIAL EMP:  Authorizes certain employees of Plaquemines Parish government to remain in the Parochial Employees' Retirement System of Louisiana

1			AN ACT

2	To amend and reenact R.S. 11:1922(G), relative to membership of the Parochial Employees

3		Retirement System of Louisiana; to provide for membership of certain employees

4		of the Plaquemines Parish Fire Department; and to provide for related matters.

5			Notice of intention to introduce this Act has been published

6			as provided by Article III, Section 13 and Article X, Section

7			29(C) of the Constitution of Louisiana.

8	Be it enacted by the Legislature of Louisiana:

9		Section 1.  R.S. 11:1922(G) is hereby amended and reenacted to read as follows:

10		§1922.   Persons  not  eligible  for  membership;  persons  becoming  eligible  for

11			membership in other systems

12					*	*	*

13		G.(1)  Any person who is ineligible for membership in the publicly funded

14	retirement  system  covered  by  his  employment  because  of  his  failure  to  meet

15	requirements or qualifications shall not be eligible for membership in this system.

16		(2)  Notwithstanding Paragraph (1) of this Subsection or any other provision

17	of law to the contrary, an employee of the Plaquemines Parish fire department whose

18	employment was transferred from the Plaquemines Parish ambulance department

19	pursuant to ordinance number 15-71 adopted by the Plaquemines Parish governing

20	authority and who, due to his age on the date of transfer, is not eligible to participate

1        in the Firefighters' Retirement System or to transfer service credit to the Firefighters'

2        Retirement System pursuant to R.S. 11:143, shall as a condition of employment

3        continue membership in this system as of the date of transfer.

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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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**Abstract:** Provides that certain employees of Plaquemines Parish government whose
employment was transferred to the parish fire department shall remain members of
the Parochial Employees' Retirement System of La. (PERS) rather than becoming
members of the Firefighters' Retirement System (FRS).

Present law relative to FRS requires that any person who is in a position defined in the
municipal fire and police civil service system and who is employed by a parish fire
department become a member of FRS as a condition of his employment; however, no person
age 50 or over shall become a member of the system.

Present law relative to PERS provides that a person who is employed as a permanent
employee of a parish and who is not eligible for any other public retirement in this state is
a member of the system. However, present law provides that any person who is ineligible
for membership in the publicly funded retirement system covered by his employment
because of failure to meet requirements or qualifications for membership shall not be eligible
for membership in PERS.

Present local law (Plaquemines Parish) consolidates the parish ambulance department into
the parish fire department. Fire department employees are members of FRS. Prior to
consolidation, ambulance department employees were members of PERS. Upon
consolidation, employees of the ambulance department became members of FRS if they
were eligible to do so.

Proposed law requires employees of the Plaquemines Parish fire department who were
former employees of the ambulance department and who are ineligible to transfer service
credit to or become members of FRS due to their age to remain in PERS.

(Amends R.S. 11:1922(G))