

Regular Session, 2008
HOUSE BILL NO. 522

ACT No. 823

BY REPRESENTATIVE ROBIDEAUX

1 AN ACT

2 To amend and reenact R.S. 11:1195.1(A) and to enact R.S. 11:1195.2, relative to the
3 Louisiana School Employees' Retirement System; to provide with respect to the
4 unfunded accrued liability; to provide for payment by certain employers in cases
5 where certain positions are eliminated; to provide for an effective date; and to
6 provide for related matters.

7 Notice of intention to introduce this Act has been published
8 as provided by Article X, Section 29(C) of the Constitution
9 of Louisiana.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 11:1195.1(A) is hereby amended and reenacted and R.S. 11:1195.2
12 is hereby enacted to read as follows:

13 §1195.1. Unfunded accrued liability; payment by employer

14 A. Notwithstanding any other provision of law, if an employer terminates a
15 group of employees belonging to this system by eliminating the positions held by
16 those employees through privatizing, outsourcing, contracting the service with a
17 private employer, or any other means, then the employer shall remit that portion of
18 the unfunded accrued liability existing on June thirtieth, immediately prior to the
19 date of termination attributable to the employees being terminated.

20 * * *

21 §1195.2. Unfunded accrued liability; payment by employer; any position

22 A. Notwithstanding any other provision of law, if an employer eliminates
23 any position through privatizing, outsourcing, contracting the service with a private
24 employer, or any other means, then the employer shall remit that portion of the

1 unfunded accrued liability existing on June thirtieth, immediately prior to the date
2 of termination of the employee in that position, which is attributable to that position.

3 B. The amount due shall be determined by the actuary employed by the
4 system and shall be amortized over ten years. The amount may be paid in a lump
5 sum or equal monthly payments with interest at the actuarial rate in the same manner
6 as regular payroll payments to the system, at the option of the employer.

7 C. Should the employer fail to make a payment timely, then the amount due
8 shall be collected in the same manner as authorized by R.S. 11:1202.

9 Section 3. This Act shall become effective on July 1, 2008; if vetoed by the governor
10 and subsequently approved by the legislature, this Act shall become effective on July 1,
11 2008, or on the day following such approval by the legislature, whichever is later, and shall
12 be applicable to any employer that eliminates a position in the retirement system on or after
13 July 1, 2008.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____