

2016 Regular Session

HOUSE BILL NO. 59

BY REPRESENTATIVE LEGER

RETIREMENT/LOCAL: Provides relative to conversion of sick and annual leave to retirement credit in the Firefighters' Pension and Relief Fund in the city of New Orleans

1 AN ACT

2 To amend and reenact R.S. 11:3391, relative to conversion of leave to retirement credit in
3 the Firefighters' Pension and Relief Fund in the city of New Orleans; to authorize
4 such conversion; to provide with respect to the amount of credit received for such
5 conversion; to provide with respect to the election to convert such leave; and to
6 provide for related matters.

7 Notice of intention to introduce this Act has been published
8 as provided by Article III, Section 13 and Article X, Section
9 29(C) of the Constitution of Louisiana.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 11:3391 is hereby amended and reenacted to read as follows:

12 §3391. Purchase of service credit; conversion of sick and annual leave

13 A. Notwithstanding any provision of law to the contrary, any member of the
14 ~~system~~ fund who has credit in the ~~system~~ fund for at least five years of service shall
15 be eligible to purchase credit for up to five years of service credit provided that he
16 shall apply to the ~~system~~ fund for such credit on or before termination of
17 employment, and pay to the ~~system~~ fund the greater of the amount calculated in
18 accordance with the actuarial cost provisions of R.S. 11:158 or the employee and
19 employer contributions plus interest based on the member's current salary, which

1 completely offsets the increase in accrued liability of the ~~system~~ fund resulting from
 2 the receipt of the credit by the member. No service credit shall be given to the
 3 member until or unless such amount is paid in full. Any credit purchased pursuant
 4 to this Section shall be used solely for calculation of benefits and not for eligibility
 5 purposes.

6 B. Notwithstanding any provision of law to the contrary, at retirement a
 7 member may convert to retirement credit any sick and annual leave remaining to his
 8 credit. Any member electing to exercise the option granted by this Subsection shall
 9 file a written notice of such election with the board of trustees at any time prior to
 10 retirement. Accumulated sick and annual leave shall convert to retirement credit
 11 through the sick and annual leave conversions provided by the New Orleans Civil
 12 Service Commission rules and the fund's pension regulations as provided in the
 13 Louisiana Administrative Code or statutes enabling the fund.

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

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 59 Engrossed

2016 Regular Session

Leger

Abstract: Authorizes members of the Firefighters' Pension and Relief Fund in the city of New Orleans (NOFF) to convert unused annual and sick leave to retirement credit.

Proposed law authorizes a member of NOFF, at retirement, to convert any unused annual and sick leave balances to additional retirement credit. Provides that such leave convert to retirement credit through the sick and annual leave conversions provided by the New Orleans Civil Service Commission rules and the funds's laws and regulations. Further requires written notice of the member's election to convert leave pursuant to proposed law to be filed with the board prior to retirement.

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

(Amends R.S. 11:3391)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Retirement to the original bill:

1. Delete provisions that prohibit conversions pursuant to proposed law from causing a member's benefit to exceed his average compensation and that provide that the rate of conversion of such leave shall be established by the board of trustees.
2. Provide instead that such leave convert to retirement credit through the leave conversions provided by the New Orleans Civil Service Commission Rules and the funds's laws and regulations.