

SENATE BILL NO. 5

BY SENATOR PEACOCK

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AN ACT

To amend and reenact R.S. 11:1322(B), to provide relative to benefits of State Police Retirement System retirees' surviving spouses; to provide for qualifications for payment of survivor benefits; to provide for an effective date; and to provide for related matters.

Notice of intention to introduce this Act has been published.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 11:1322(B) is hereby amended and reenacted to read as follows:

§1322. Death of former or retired employee hired on or before December 31, 2010;  
pension payable to survivors

\* \* \*

B. The surviving spouse of a deceased retired employee shall receive a pension in an amount equal to the monthly retirement pay that was being paid to the decedent on the date of death, provided ~~all of the following conditions exist:~~ **the surviving spouse was married to the decedent for at least two years prior to the decedent's death.**

~~(1) The surviving spouse was married to the decedent for at least two years prior to the decedent's death; and~~

~~(2) For a decedent whose retirement date occurred on or before December 31, 2010, was living with the decedent at the time of death.~~

\* \* \*

Section 2. The cost of this Act, if any, shall be funded through additional employer contributions in compliance with Article X, Section 29(F) of the Constitution of Louisiana.

1           Section 3. This Act shall become effective upon signature by the governor or, if not  
2 signed by the governor, upon expiration of the time for bills to become law without signature  
3 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
4 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
5 effective on the day following such approval.

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PRESIDENT OF THE SENATE

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_