

1 shall not be encumbered for or diverted to any other purpose. The accrued benefits
2 of members of any state or statewide public retirement system shall not be
3 diminished or impaired; however, the legislature may provide for the forfeiture of
4 benefits by any member convicted of a felony associated with the member's public
5 service.

6 * * *

7 Section 2. Be it further resolved that this proposed amendment shall be submitted
8 to the electors of the state of Louisiana at the statewide election to be held on November 4,
9 2008.

10 Section 3. Be it further resolved that on the official ballot to be used at said election
11 there shall be printed a proposition, upon which the electors of the state shall be permitted
12 to vote FOR or AGAINST, to amend the Constitution of Louisiana, which proposition shall
13 read as follows:

14 To authorize the legislature to provide for the forfeiture of retirement benefits
15 by any member of a Louisiana public retirement system, plan, or fund who
16 is convicted of a felony associated with the member's public service.

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 [R.S. 1:13(B)] and do not constitute proof or indicia of legislative intent. [R.S. 24:177(E)]

Greene HB No. 48

Abstract: Authorizes the legislature to provide for the forfeiture of public retirement benefits for any member of a state or statewide public retirement system who is convicted of a felony associated with his public service.

Present constitution (La. Const. Art. X, §29(E)(5)(a)) provides that the accrued benefits of members of any state or statewide retirement system shall not be diminished or impaired.

Proposed constitutional amendment retains present constitution but authorizes the legislature to provide for the impairment of accrued benefits for any member of a state or statewide public retirement system who has been convicted of a felony related to his office.

Provides for submission of the proposed amendment to the voters at the statewide election to be held Nov. 4, 2008.

(Amends Const. Art. X, §29(E)(5)(a))

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Retirement to the original bill.

1. Provides that provisions of proposed constitutional amendment shall apply to members of state and statewide public retirement systems, rather than to "any public official or employee".
2. Clarifies that felonies resulting in forfeiture of retirement benefits shall be limited to those associated with a member's "public service" rather than to his "office".
3. Changes ballot language to reflect changes to provisions of proposed constitutional amendment.