

SECOND REPORT ON INTENT TO AMEND RULES
Department of the Treasury
Board of Trustees of the Louisiana State Employees' Retirement System
Part I. Louisiana State Employees' Retirement System
Amendments to Chapters 11, 17 and 25
(LAC 58:I.1101, 1107, 1115, 1707, 2505, 2507, 2509, 2511 and 2519)

The Department of the Treasury, Board of Trustees of the Louisiana State Employees' Retirement System ("LASERS") proposes amendment in part and repeal in part of provisions contained in Chapters 11, 17 and 25 of Part I of LAC Title 58. Repeal of §1101(B)(2) is recommended as it refers to a group insurance plan that is no longer being administered to by the Louisiana Workforce Commission. Section 1107(D) should be amended to allow case-by-case exceptions to the requirement that vendors submit only one deduction file per month. It is recommended that Section 1115 be amended to remove the requirement that vendors report changes in company status or principal officers. Sections 1707, 2505, 2507, 2509, 2511 and 2519 are recommended for repeal in their entirety because they are redundant and simply repeat provisions found in statutory law. The proposed rule changes comply with and are enabled by R.S. 11:515. The intent is to put the rule changes into place on December 20, 2018. The notice of intent to amend these rules was published on September 20, 2018. In that notice of intent, interested persons were given until 4:30 pm, October 29, 2018 to submit written comments on the proposed changes.

LASERS reports the following:

- No parties submitted a request for an opportunity for an oral presentation or argument on the proposed rule changes.
- No parties submitted comments on the proposed rule changes.
- No parties submitted a request for further information on the proposed rule changes.
- Absent a request for oral presentation or argument, no public hearing was held on the proposed rule changes.
- Absent a public hearing, no comments or testimony on the proposed rule changes were received.
- Absent comments or testimony on the proposed rule changes, LASERS has prepared no response to same.
- Absent comments or testimony on the proposed rule changes, LASERS has prepared no statement of tentative or proposed action.
- Absent comments or testimony on the proposed rule changes, LASERS has made no revision of the proposed rule changes since the initial report to the legislature.

Subject to legislative oversight by either the House or Senate Retirement Committee, the board intends to submit a Rule to the Office of the State Register for publication. Please contact Steve Stark at (225) 922-0398 if the board may be of any assistance to you concerning this rule.

Cindy Rougeou
Executive Director

The purpose of the proposed rule is to align the department's administrative code with current statutes and procedures regarding the recognition of political parties.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

The proposed rule change will not affect revenue collections of state or local governmental units.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

The proposed rule change will not result in any costs or benefits for directly affected persons or non-governmental entities.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

The proposed rule change will not affect competition or employment.

Shanda Jones
Undersecretary
1809#036

Evan Brasseaux
Staff Director
Legislative Fiscal Office

NOTICE OF INTENT

Department of Treasury Board of Trustees of the Louisiana State Employees' Retirement System

State Employees' Retirement System
(LAC 58:I.1101, 1107, 1115, 1707,
2505, 2507, 2509, 2511 and 2519)

The Department of the Treasury, Board of Trustees of the Louisiana State Employees' Retirement System ("LASERS") proposes amendment in part and repeal in part of provisions contained in Chapters 11, 17 and 25 of Part I of LAC Title 58. Repeal of §1101(B)(2) is recommended as it refers to a group insurance plan that is no longer administered by the Louisiana Workforce Commission. Section 1107.D should be amended to allow case-by-case exceptions to the requirement that vendors submit only one deduction file per month. It is recommended that §1115 be amended to remove the requirement that vendors report changes in company status or principal officers. Sections 1707, 2505, 2507, 2509, 2511 and 2519 are recommended for repeal in their entirety because they are redundant and simply repeat provisions found in statutory law. The proposed Rule changes comply with and are enabled by R.S. 11:515. The intent is to put the rule changes into place on December 20, 2018.

Title 58 RETIREMENT

Part I. Louisiana State Employees' Retirement System Chapter 11. Voluntary Deductions from Retiree Benefits Payroll

§1101. Application Process for Voluntary Payroll Deduction

A. - B.1. ...

2. Repealed.

B.3. - C. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 11:515.

HISTORICAL NOTE: Promulgated by the Department of Treasury, Board of Trustees of the State Employees' Retirement System, LR 18:1417 (December 1992), amended LR 22:373 (May 1996), LR 33:676 (April 2007), LR 34:1639 (August 2008), LR 44:

§1107. Deduction Authorization

A. - C.

D. Vendor is responsible for submitting a computer file of monthly deductions to LASERS by the twelfth day of the month preceding the deduction using the electronic format and specifications established by LASERS. All deductions for a single vendor shall be submitted on one monthly file: exceptions must be approved on a case-by-case basis by the Executive Director.

E. - F. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 11:515.

HISTORICAL NOTE: Promulgated by the Department of Treasury, Board of Trustees of the State Employees' Retirement System, LR 18:1417 (December 1992), amended LR 22:373 (May 1996), LR 35:2478 (November 2009), LR 44.

§1115. Reporting

A. Vendors shall report within 10 days of final approval any change in the name, address, or designated coordinator to LASERS.

AUTHORITY NOTE: Promulgated in accordance with R.S. 11:515.

HISTORICAL NOTE: Promulgated by the Department of Treasury, Board of Trustees of the State Employees' Retirement System, LR 18:1417 (December 1992), amended LR 22:373 (May 1996), LR 35:2478 (November 2009), LR 44:

Chapter 17. Purchases of Service by Reinstated Employees

§1707. Repayment of Refund of Contributions

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 11:515.

HISTORICAL NOTE: Promulgated by the Department of Treasury, Board of Trustees of the State Employees' Retirement System, LR 25:2467 (December 1999), repealed LR 44:

Chapter 25. Procedures for Processing Disability Applications

§2505. Final Determination

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 11:515.

HISTORICAL NOTE: Promulgated by the Department of Treasury, Board of Trustees of the State Employees' Retirement System, LR 22:373 (May 1996), amended LR 24:1958 (October 1998), LR 27:1580 (September 2001), repealed LR 44:

§2507. Contesting Board Physician's Determination

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 11:515.

HISTORICAL NOTE: Promulgated by the Department of Treasury, Board of Trustees of the State Employees' Retirement System, LR 22:373 (May 1996), amended LR 24:1958 (October 1998), LR 27:1581 (September 2001), repealed LR 44:

§2509. Judicial Appeal

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 11:515.

HISTORICAL NOTE: Promulgated by the Department of Treasury, Board of Trustees of the State Employees' Retirement

System, LR 22:373 (May 1996), amended LR 24:1959 (October 1998), LR 27:1581 (September 2001), repealed LR 44.

§2511. Certification of Continuing Eligibility

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 11:515 and R.S. 11:220.

HISTORICAL NOTE: Promulgated by the Department of Treasury, Board of Trustees of the State Employees' Retirement System, LR 22:373 (May 1996), amended LR 24:1959 (October 1998), LR 26:1490 (July 2000), LR 27:1581 (September 2001), LR 32:265 (February 2006), LR 38:836 (March 2012), repealed LR 44:

§2519. Termination of Benefits

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 11:515.

HISTORICAL NOTE: Promulgated by the Department of Treasury, Board of Trustees of the State Employees' Retirement System, LR 22:373 (May 1996), amended LR 24:1960 (October 1998), LR 27:1582 (September 2001), repealed LR 44.

Family Impact Statement

The proposed Rule repeal is not anticipated to have an impact on family formation, stability, or autonomy as described in R.S. 49:972.

Poverty Impact Statement

The proposed Rule repeal is not anticipated to have an impact on poverty as described in R.S. 49:973.

Small Business Analysis

The proposed Rule repeal is not anticipated to have an adverse impact on small businesses as defined in the Regulatory Flexibility Act.

Provider Impact Statement

The proposed Rule repeal is not anticipated to have an impact on providers of services funded by the state as described in HCR 170 of the 2014 Regular Legislative Session.

Public Comments

Interested persons may submit written comments on the proposed changes until 4:30 pm, October 29, 2018 to Steve Stark, Board of Trustees for the Louisiana State Employees' Retirement System, P.O. Box 44213, Baton Rouge, LA 70804. No rule preamble has been prepared.

Cindy Rougeou
Executive Director

**FISCAL AND ECONOMIC IMPACT STATEMENT
FOR ADMINISTRATIVE RULES**

RULE TITLE: State Employees' Retirement System

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)

The proposed rule change will not result in any costs or savings to state or local governmental units.

The proposed rule change repeals the following sections in their entirety: Chapter 25 - Section 2505 Procedures for Processing Disability Applications, Section 2507 Contesting Board Physician's Determination, Section 2509 Judicial Appeal, Section 2511 Certification of Continuing Eligibility, Section 2519 Termination of Benefits and Chapter 17 - Section 1707 Repayment of Refund of Contributions. These sections are being repealed because LA R.S. 11:144, 218 and 220 cover the same subject matter and remain in effect.

In addition, the proposed rule change adds a provision that allows the Executive Director of LASERS to make an exception, on a case-by-case basis, to the requirement that a vendor shall submit only one deduction authorization file per month. Finally, the proposed rule removes the provision that a vendor must report changes in its company status or principal officers to LASERS.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

Implementation of the proposed changes will have no effect on revenue collections of state or local governmental units.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

The proposed rule change may benefit vendors that prefer to submit more than one deduction authorization file per month by providing that an exception to the "only one file per month" requirement can be made by the Executive Director of LASERS. Additionally, all vendors will be relieved of the requirement to report changes in its company status or principal officers.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

The proposed rule has no known effect on competition and employment.

Cindy Rougeou
Executive Director
1809#026

Evan Brasseaux
Staff Director
Legislative Fiscal Office