

Regular Session, 2001

HOUSE BILL NO. 485

BY REPRESENTATIVES TOOMY AND JOHN SMITH AND SENATOR HEITMEIER AND REPRESENTATIVES ALARIO, ANSARDI, CLARKSON, DAMICO, DEVILLIER, DOWNER, DURAND, GLOVER, HEATON, KENNARD, LANCASTER, ODINET, POWELL, RICHMOND, ROMERO, SCALISE, SCHWEGMANN, GARY SMITH, JACK SMITH, SNEED, STRAIN, AND WOOTON

BUDGETARY CONTROLS: (Constitutional Amendment) Mandates full funding of additional compensation paid to certain local law enforcement and fire protection personnel

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A JOINT RESOLUTION

Proposing to add Article VII, Section 10(D)(3) of the Constitution of Louisiana, relative to the expenditure of state funds; to require the payment by the state of salary supplements to certain local law enforcement and fire protection officers; to require the appropriation of funds sufficient to fully fund such state supplements; to prohibit the reduction of such appropriation, except under certain circumstances; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state of Louisiana, for their approval or rejection in the manner provided by law, a proposal to add Article VII, Section 10(D)(3) of the Constitution of Louisiana, to read as follows:

1 §10. Expenditure of State Funds

2 Section 10.

3 \* \* \*

4 (D) Appropriations.

5 \* \* \*

6 (3)(a) The legislature shall provide by law for the payment by  
7 the state of supplements to the salaries of full-time local law  
8 enforcement and fire protection officers of the state. Beginning with the  
9 fiscal year which begins July 1, 2003, the legislature shall appropriate  
10 funds sufficient to fully fund the cost of such state supplement to the  
11 salaries of full-time law enforcement and fire protection officers.

12 (b) For the purposes of this Subparagraph, local law  
13 enforcement and fire protection officers shall mean and include the  
14 same classes of officers which are eligible for such state salary  
15 supplements under the law as of July 1, 2003.

16 (c) Full funding as required in Subsubparagraph (a) of this  
17 Subparagraph shall be equal to the amount required to meet the  
18 requirements of law.

19 (d) Neither the governor nor the legislature may reduce an  
20 appropriation made pursuant to this Subparagraph except that the  
21 governor may reduce such appropriation using means provided in the  
22 Act containing the appropriation, provided that two-thirds of the  
23 elected members of each house of the legislature consent to any such  
24 reduction in writing.

25 \* \* \*

1           Section 2. Be it further resolved that this proposed amendment shall be  
2 submitted to the electors of the state of Louisiana at the statewide election to  
3 be held on November 5, 2002.

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

8                   To mandate, beginning July 1, 2003, appropriations to fully  
9 fund the cost of state supplemental pay for full-time local law  
10 enforcement and fire protection officers as required by law; to  
11 provide for the reduction of such appropriations, under certain  
12 circumstances, with the consent of two-thirds of the members of  
13 each house of the legislature. (Adds Article VII, Section  
14 10(D)(3))

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#### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument.

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Toomy, et al.

HB No. 485

**Abstract:** Mandates full funding of state salary supplements to certain full-time local law enforcement and fire protection officers beginning July 1, 2003. Defines the class of such eligible local officers. Provides for reducing such appropriations only with the written consent of 2/3 of the members of each house of the legislature.

Proposed constitutional amendment requires the legislature to provide for the payment of state-funded salary supplements to full-time local law enforcement and fire protection officers and provides that beginning July 1, 2003, the legislature shall annually appropriate funds sufficient to fully fund the cost of such supplemental salaries. Specifies that eligible local officers shall include classes of officers eligible under the law as of July 1, 2003. Provides that full funding shall be the amount needed to meet legal requirements. Reduction of the appropriation by the governor requires the written consent of 2/3 of the elected members of each house of the legislature.

Provides for submission of the proposed amendment to the voters at the statewide election to be held on November 5, 2002.

(Adds Const. Art. VII, §10(D)(3))