

ACT No. 930

Regular Session, 2004

HOUSE BILL NO. 261

BY REPRESENTATIVES FUTRELL, ARNOLD, BRUNEAU, GALLOT, JEFFERSON,
LANCASTER, MONTGOMERY, MURRAY, PITRE, AND SMILEY AND
SENATOR DARDENNE

A JOINT RESOLUTION

Proposing to amend Article X, Sections 10(A)(2) and 48(A)(2) of the Constitution of Louisiana, relative to the eligibility for preference points for veterans for civil service and state police service; to provide eligibility for veterans who served for a certain period of continuous service on active duty after a certain date and have served honorably in the armed forces of the United States; to provide for eligibility for preference points in the state police service for service during wars declared by congress; to provide that certain war periods and armed conflicts for eligibility for preference points for veterans for state police service shall be as provided by law; 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 amend Article X, Sections 10(A)(2) and 48(A)(2) of the Constitution of Louisiana, to read as follows:

§10. Rules; Investigations; Wages and Hours

Section 10.(A) Rules.

* * *

(2) Veterans. The state and city civil service departments shall accord a five-point preference in original appointment to each person who served honorably in the armed forces of the United States during a war declared by the United States Congress; or in a peacetime campaign or expedition for which campaign badges are

1 authorized; or for at least ninety days after September 11, 2001, for reasons other
2 than training; or during war period dates or dates of armed conflicts as provided by
3 state law enacted by two-thirds of the elected members of each house of the
4 legislature. The state and city civil service departments shall accord a ten-point
5 preference in original appointment to each honorably discharged veteran who served
6 either in peace or in war and who has one or more disabilities recognized as
7 service-connected by the Veterans Administration; to the spouse of each veteran
8 whose physical condition precludes his or her appointment to a civil service job in
9 his or her usual line of work; to the unremarried widow of each deceased veteran who
10 served in a war period, as defined above, or in a peacetime campaign or expedition;
11 or to the unremarried widowed parent of any person who died in active wartime or
12 peacetime service or who suffered total and permanent disability in active wartime
13 or peacetime service; or the divorced or separated parents of any person who died in
14 wartime or peacetime service or who became totally and permanently disabled in
15 wartime or peacetime service. However, only one ten-point preference shall be
16 allowed in the original appointment to any person enumerated above. If the ten-point
17 preference is not used by the veteran, either because of the veteran's physical or
18 mental incapacity which precludes his appointment to a civil service job in his usual
19 line of work or because of his death, the preference shall be available to his spouse,
20 unremarried widow, or eligible parents as defined above, in the order specified.
21 However, any such preference may be given only to a person who has attained at
22 least the minimum score required on each test and who has received at least the
23 minimum rating required for eligibility.

* * *

§48. Rules; Investigations; Wages and Hours

Section 48.(A) Rules.

* * *

28 (2) Veterans. The director shall accord a five-point preference in original
29 appointment to each person honorably discharged, or discharged under honorable

1 conditions from the armed forces of the United States who served in the Vietnam Era
2 from July 1, 1958 through May 7, 1975, except the period of July 1, 1958 through
3 August 4, 1964, shall apply only to those who served within the area known as the
4 Vietnam Theater; or during a war declared by the United States Congress; or in a
5 peacetime campaign or expedition for which campaign badges are authorized; or for
6 at least ninety days after September 11, 2001, for reasons other than training; or
7 during war period dates or dates of armed conflicts as provided by state law enacted
8 by two-thirds of the elected members of each house of the legislature. The director
9 shall accord a ten-point preference in original appointment to each honorably
10 discharged veteran who served either in peace or in war and who has one or more
11 disabilities recognized as service-connected by the Veterans Administration; to the
12 spouse of each veteran whose physical condition precludes his or her appointment
13 to the state police service; to the unremarried widow of each deceased veteran who
14 served in a war period, as defined above, or in a peacetime campaign or expedition;
15 or to the unremarried widowed parent of any person who died in active wartime or
16 peacetime service or who suffered total and permanent disability in active wartime
17 or peacetime service; or the divorced or separated parents of any person who died in
18 wartime or peacetime service or who became totally and permanently disabled in
19 wartime or peacetime service. However, only one ten-point preference shall be
20 allowed in the original appointment to any person enumerated above. If the ten-point
21 preference is not used by the veteran, either because of the veteran's physical or
22 mental incapacity which precludes his appointment to the classified state police
23 service or because of his death, the preference shall be available to his spouse,
24 unremarried widow, or eligible parents as defined above, in the order specified.
25 However, any such preference may be given only to a person who has attained at
26 least the minimum score required on each test and who has received at least the
27 minimum rating required for eligibility.

28 * * *

1 Section 2. Be it further resolved that this proposed amendment shall be submitted
2 to the electors of the state of Louisiana at the statewide election to be held on November 2,
3 2004.

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

8 To provide that persons who served honorably in the armed forces of the
9 United States for at least ninety days after September 11, 2001, for reasons
10 other than training are eligible for the veterans' five-point preference for
11 original state police service employment or original civil service employment
12 by the state, by the city of New Orleans, or by any other civil service system
13 governed by the same provisions of the constitution; to provide that persons
14 who served honorably in the armed forces of the United States during a war
15 declared by the United States Congress are eligible for the veterans' five-point
16 preference for original state police service employment; and to permit the
17 legislature to provide for the addition of war periods or armed conflicts for
18 such eligibility by state law enacted by a two-thirds vote. (Amends Article X,
19 Sections 10(A)(2) and 48(A)(2))

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE