

2017 Regular Session

HOUSE BILL NO. 46

BY REPRESENTATIVE ROBBY CARTER

POLICE/MUNICIPAL: Provides relative to the personnel authority of the police chief in Amite City

1 AN ACT

2 To amend and reenact R.S. 33:423.17, relative to the Amite City Police Department; to
3 provide that the police chief shall appoint, promote, discipline, and discharge police
4 personnel subject to limitations; and to provide for related matters.

5 Notice of intention to introduce this Act has been published
6 as provided by Article III, Section 13 of the Constitution of
7 Louisiana.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 33:423.17 is hereby amended and reenacted to read as follows:

10 §423.17. ~~City of Amite City; disciplinary action~~ authority over personnel by elected
11 chief of police

12 Notwithstanding the provisions of R.S. 33:423 or any other law to the
13 contrary, in and for ~~the city of~~ Amite City, the chief of police ~~may take whatever~~
14 ~~steps are necessary to effect disciplinary action concerning police personnel;~~
15 ~~including but not limited to the suspension of police personnel. Any such~~
16 ~~disciplinary action shall be taken without regard to race, creed, or color~~ shall appoint,
17 promote, discipline, and discharge police personnel subject to the budgetary
18 limitations of the mayor and town council pertaining to the number of allotted
19 positions for the police department. Any such action shall be taken without regard
20 to race, creed, or color.

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 or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 46 Engrossed

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Abstract: Authorizes the Amite police chief to appoint, promote, discipline, and discharge police personnel.

Present law, applicable to most Lawrason Act municipalities, provides that the elected police chief makes recommendations to the mayor and board of alderman regarding the appointment, promotion, discipline, and dismissal of police personnel. Provides that the mayor and alderman are responsible for taking these actions with regard to police personnel.

Present law, applicable to Amite, authorizes the police chief to take whatever steps are necessary to discipline police personnel. Proposed law provides for the police chief to appoint, promote, discipline, and discharge police personnel subject to the budgetary limitations of the mayor and board of alderman pertaining to the number of allotted positions. Further provides that any such action shall be taken without regard to race, creed, or color.

(Amends R.S. 33:423.17)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Municipal, Parochial and Cultural Affairs to the original bill:

1. Add requirement that provides that any action taken by the police chief, as authorized by proposed law, shall be taken without regard to race, creed, or color.