# SLS 19RS-117

#### REENGROSSED

2019 Regular Session

SENATE BILL NO. 165

BY SENATOR COLOMB

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

MUNICIPALITIES. Provides relative to promotional and competitive tests provided by municipal fire and police civil service boards. (2/3 - CA10s18) (gov sig)

1	AN ACT
2	To amend and reenact Subparagraph (g)(4) of Paragraph 22 of Article XIV, Section 15.1 of
3	the 1921 Louisiana Constitution, as amended, continued as a statute pursuant to
4	Article X, Section 18 of the 1974 Louisiana Constitution, and R.S. 33:2492(7)(d) and
5	2552(7)(d), relative to fire and police civil service boards; to provide relative to the
6	administration of tests by the state examiner; to provide for an exception; and to
7	provide for related matters.
8	Be it enacted by the Legislature of Louisiana:
9	Section 1. Subparagraph (g)(4) of Paragraph 22 of Article XIV, Section 15.1 of the
10	1921 Louisiana Constitution, continued as a statute pursuant to the provisions of Article X,
11	Section 18 of the 1974 Louisiana Constitution is hereby amended and reenacted to read as
12	follows:
13	§15.1. Fire and police civil service; municipalities of 13,000 to 250,000
14	* * *
15	22. Tests. Tests to determine the eligibility of applicants for entry upon the
16	promotional and competitive employment lists shall be provided, as follows:
17	* * *

Page 1 of 4 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

1	g. Competitive tests shall be held only as the needs of the service require and
2	shall be given for classes comprising only the following duties or positions:
3	* * *
4	(4) Operation, (a) Operation and maintenance, and supervision of radio, fire
5	alarm, police alarm, and other signal systems.
6	(b) Notwithstanding Item (a) of this Subsubparagraph (4), for a
7	municipality having a population between 198,000 and 200,000 according to the
8	most recent decennial census, operations, management, and supervision of
9	radio, fire alarm, police alarm, and other signal systems.
10	* * *
11	Section 2. R.S. 33:2492(7)(d) and 2552(7)(d) are hereby amended and reenacted to
12	read as follows:
13	§2492. Tests
14	* * *
15	(7) Competitive tests shall be held only as the needs of the service require
16	and shall be given for classes comprising only the following duties or positions:
17	* * *
18	(d) Operation, (i) Operation and maintenance, and supervision of radio, fire
19	alarm, police alarm, and other signal systems.
20	(ii) Notwithstanding Item (i) of this Subparagraph, for a municipality
21	having a population between 198,000 and 200,000 according to the most recent
22	decennial census, operations, management, and supervision of radio, fire alarm,
23	police alarm, and other signal systems.
24	* * *
25	§2552. Tests
26	* * *
27	(7) Competitive tests shall be held only as the needs of the service require and
28	shall be given for classes comprising only the following duties or positions:
29	* * *

Page 2 of 4 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

1	(d) Operation, (i) Operation and maintenance, and supervision of radio, fire
2	alarm, and other signal systems.
3	(ii) Notwithstanding Item (i) of this Subparagraph, for a municipality
4	having a population between 198,000 and 200,000 according to the most recent
5	decennial census, operations, management, and supervision of radio, fire alarm,
6	police alarm, and other signal systems.
7	* * *
8	Section 3. This Act shall become effective upon signature by the governor or, if not
9	signed by the governor, upon expiration of the time for bills to become law without signature
0	by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
1	vetoed by the governor and subsequently approved by the legislature, this Act shall become
2	effective on the day following such approval.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michael Bell.

#### DIGEST

SB 165 Reengrossed

2019 Regular Session

Colomb

<u>Present constitution</u> creates a fire and police civil service system applicable to municipalities of over 13,000 population and parishes and fire protection districts. Provides that the system is subject to Art. XIV, §15.1 of the 1921 Constitution made statutory by the 1974 Constitution. <u>Present law</u> creates and provides for two fire and police civil service systems: (1) one applicable to any municipality which operates paid police and fire departments and which has a population of not fewer than 13,000 persons; and (2) one applicable to any parish, fire protection district, or municipality with a population of fewer than 13,000, but not fewer than 7,000 persons. <u>Present constitution</u> authorizes modifications to such systems (by law adopted by 2/3 of each house of the legislature in the case of provisions of Art. XIV, §15.1 of the 1921 Constitution made statutory by the Constitution of 1974) but prohibits the legislature from abolishing the system or making it inapplicable to covered jurisdictions.

<u>Present law</u>, relative to both systems, provides that promotional tests for positions in the various classes in the classified service, except those classes in which positions shall be filled only from the competitive list, may be held as the needs of the service require.

<u>Proposed law</u> retains <u>present constitution</u> and <u>present law</u> for application for the operation and maintenance of any radio, fire alarm, or other signal system. Further provides for the exclusion of supervision positions from competitive testing.

<u>Proposed law</u> retains <u>present constitution</u> and <u>present law</u> for a municipality having a population between 198,000 and 200,000 according to the most recent decennial census.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends Const. 1921, Art. XIV, Sec. 15.1(22)(g)(4) and R.S. 33:2492(7)(d) and 2552(7)(d))

Page 3 of 4 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

## SLS 19RS-117

## Summary of Amendments Adopted by Senate

## Committee Amendments Proposed by Senate Committee on Local and Municipal Affairs to the original bill

1. Adds an exception for the Shreveport Fire Department.

Senate Floor Amendments to engrossed bill

- 1. Removes reference of the Shreveport Fire Department from proposed law.
- 2. Restores <u>present law</u> for a population between 198,000 and 200,000 according to the most recent decennial census.