ENROLLED

Regular Session, 2011

HOUSE BILL NO. 92

BY REPRESENTATIVES TALBOT, ANDERS, ARMES, ARNOLD, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BISHOP, BROSSETT, BURFORD, HENRY BURNS, BURRELL, CHAMPAGNE, CHANDLER, CHANEY, CORTEZ, CROMER, DOERGE, DOVE, ELLINGTON, FANNIN, GEYMANN, GISCLAIR, GUILLORY, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HENSGENS, HILL, HOFFMANN, HONORE, HOWARD, HUTTER, HUVAL, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LORUSSO, MCVEA, MONICA, MONTOUCET, MORENO, MORRIS, NORTON, NOWLIN, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RITCHIE, ROBIDEAUX, SIMON, SMILEY, GARY SMITH, JANE SMITH, STIAES, THIBAUT, THIERRY, WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 33:423.2 and to enact R.S. 33:2570, relative to the city of Harahan; to provide that the position of assistant chief of police is in the unclassified service; to provide relative to the duties of the assistant chief of police; and to provide for related matters.

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

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 33:423.2 is hereby amended and reenacted and R.S. 33:2570 is hereby enacted to read as follows:

§423.2. City of Harahan; appointment and discharge of police personnel by chief of police; assistant chief of police

A. Notwithstanding the provisions of ~~R.S. 33:402(4) or~~ R.S. 33:423 or any other provision of law to the contrary, in and for the city of Harahan, the chief of police shall appoint and discharge police personnel subject to the budgetary

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limitations of the mayor and board of aldermen pertaining to the number of allotted positions for the police department.

B. The duties of the assistant chief of police shall be determined by the chief of police, and the assistant chief of police shall act as chief in the administration of the police department in the absence of the chief.

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§2570. City of Harahan; assistant chief of police

A. Notwithstanding the provisions of R.S. 33:2541 or any other provision of law to the contrary, the position of assistant chief of police of Harahan is in the unclassified service. The right of selection, appointment, supervision, and discharge for the position is vested in the chief of police of the city.

B.(1) Any person who is appointed from a position in the classified police service to serve as assistant chief of police shall not forfeit his seniority accumulated to the date of his appointment, and he shall continue to accumulate seniority in accordance with the provisions of this Part during the time he holds the position of assistant chief of police. The assistant chief of police shall serve indefinitely in the position and shall be evaluated every three years by the chief of police. After each evaluation by the chief of police, the chief may reconfirm the assistant chief for another three-year period, or may, at his discretion, demote the assistant chief to his former class of position.

(2) If any such person is demoted as the result of such evaluation, or otherwise vacates the position on the approval of the chief of police, he shall be demoted to a position in the class he held immediately preceding his appointment as assistant chief of police. If an assistant chief of police is subjected to corrective or

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disciplinary action, he shall have the same rights as any other employee in the municipal fire and police civil service.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

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