

Regular Session, 2012

HOUSE BILL NO. 701

BY REPRESENTATIVE GAROFALO

LEVEES: Provides relative to employment and deployment of police from the levee districts within the Southeast La. Flood Protection Authority - East

1 AN ACT

2 To amend and reenact R.S. 38:330.7, relative to police officers for the Southeast Louisiana  
3 Flood Protection Authorities; to authorize the employment of a superintendent by the  
4 Southeast Flood Protection Authority - East; to provide for such superintendent's  
5 powers and authority; to authorize the use of police security personnel from one  
6 levee district within another under certain circumstances; and to provide for related  
7 matters.

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

11 Be it enacted by the Legislature of Louisiana:

12 Section 1. R.S. 38:330.7 is hereby amended and reenacted to read as follows:

13 §330.7. Police officers

14 A. Each authority shall not directly employ police security personnel.  
15 However, the authority may enter into cooperative endeavor agreements with  
16 appropriate local law enforcement agencies or local governmental subdivisions to  
17 provide necessary police security services for levees, or the authority may assume  
18 the rights and responsibilities of any existing cooperative endeavor agreements for  
19 police security services.

1           B. Notwithstanding the provisions of Subsection A of this Section and R.S.  
2           38:326, the Southeast Louisiana Flood Protection Authority - East may employ a  
3           superintendent of police security to supervise the police security personnel of all  
4           levee districts within its territorial jurisdiction. The superintendent shall have  
5           authority and the right to exercise the power of a police officer, including the power  
6           of arrest throughout the territorial jurisdiction of the authority. The superintendent  
7           shall be considered a civil service employee for the purposes of Article X of the  
8           Constitution of Louisiana. The authority may assess each levee district within its  
9           territorial jurisdiction an amount necessary for the salary, benefits, and expenses of  
10          the superintendent on an equitable basis.

11          C. Notwithstanding the provisions of Subsection A of this Section and R.S.  
12          38:326, the Southeast Louisiana Flood Protection Authority - East, in the interest of  
13          public safety, may deploy police security personnel employed by one levee district  
14          within its territorial jurisdiction in another levee district within its territorial  
15          jurisdiction, provided that the levee district supplying the personnel is fully  
16          compensated for such deployment. Each police officer shall retain his powers when  
17          he is deployed outside his district of employment.

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#### 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)]

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Garofalo

HB No. 701

**Abstract:** Provides relative to employment and deployment of police from the levee districts within the Southeast La. Flood Protection Authority - East.

Present law, relative to the Southeast La. Flood Protection Authority - East, prohibits the employment of police security personnel. Authorizes cooperative agreements with other law enforcement forces for security within the territorial jurisdiction of the authority.

Proposed law authorizes the employment of a police security superintendent to supervise the police personnel of all the levee districts within the territorial jurisdiction of the authority. Provides that the superintendent has powers of a police officer throughout the jurisdiction of the authority. Specifies that the superintendent is a civil service employee and authorizes the authority to assess each levee district within the territorial jurisdiction for the salary, benefits, and expenses of the superintendent.

Proposed law authorizes the deployment of police security personnel from one levee district within the territorial jurisdiction of the authority in another levee district with the jurisdiction of the authority provided that such personnel are fully compensated.

(Amends R.S. 38:330.7)