

Regular Session, 2012

ACT No. 595

HOUSE BILL NO. 801

BY REPRESENTATIVE MONTOUCET

AN ACT

To enact R.S. 33:2490(E) and 2550(E), relative to the municipal fire and police civil service; to provide relative to employees who have resigned or retired from the classified service due to injury; to provide that any such employee may be reemployed at any time after his resignation or retirement; to provide relative to the position and class to which he may be reemployed; to provide relative to the qualifications and seniority of any such employee; to provide limitations; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 33:2490(E) and 2550(E) are hereby enacted to read as follows:

§2490. Reinstatement and reemployment

* * *

E. Any regular employee who resigns or retires from a position in the classified service may, with the prior approval of the board, be reemployed in a position of the class in which he was employed immediately preceding his resignation or retirement or in a position in any lower class. Any such employee may be reemployed at any time after his resignation or retirement, but he shall be qualified for the position to which he is reemployed. In addition, the employee shall be reemployed with the seniority accumulated through the date of reinstatement; however, a regular employee shall be reemployed as provided in this Subsection only if his resignation or retirement occurred as a result of the employee being unable to perform the essential functions of his job upon sustaining any injury that is compensable pursuant to the provisions of Chapter 10 of Title 23 of the Louisiana Revised Statutes of 1950.

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1 §2550. Reinstatement and reemployment

2 * * *

3 E. Any regular employee who resigns or retires from a position in the
 4 classified service may, with the prior approval of the board, be reemployed in a
 5 position of the class in which he was employed immediately preceding his
 6 resignation or retirement or in a position in any lower class. Any such employee
 7 may be reemployed at any time after his resignation or retirement, but he shall be
 8 qualified for the position to which he is reemployed. In addition, the employee shall
 9 be reemployed with the seniority accumulated through the date of reinstatement;
 10 however, a regular employee shall be reemployed as provided in this Subsection only
 11 if his resignation or retirement occurred as a result of the employee being unable to
 12 perform the essential functions of his job upon sustaining any injury that is
 13 compensable pursuant to the provisions of Chapter 10 of Title 23 of the Louisiana
 14 Revised Statutes of 1950.

15 Section 2. This Act shall become effective upon signature by the governor or, if not
 16 signed by the governor, upon expiration of the time for bills to become law without signature
 17 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 18 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 19 effective on the day following such approval.

 SPEAKER OF THE HOUSE OF REPRESENTATIVES

 PRESIDENT OF THE SENATE

 GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____