

Present constitution creates a fire and police civil service system applicable to municipalities of over 13,000 in 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. Existing law 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. Present constitution 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.

Existing law, relative to both systems, provides that a municipal fire and police civil service board is created in the municipal and parish government as well as certain fire protection districts. Provides that the board shall be composed of five members who are required to serve without compensation.

Existing law provides that the classified service shall comprise every position, except those in the unclassified service to which the right of employee selection, appointment, supervision, and discharge is vested in the government. Provides further with respect to which positions are in the classified and unclassified service and provides with respect to classification plans, allocation of positions, employment lists, and tests.

Existing law authorizes reemployment of a regular employee who resigned from a position in the classified service if such reemployment occurs within four years of resignation and if no other eligible person is willing to accept the position.

New law provides that any regular employee who resigns or retires from a position in the classified service upon sustaining an injury compensable under existing law (worker's compensation), 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. Provides that the employee may be reemployed at any time after his resignation or retirement but requires that he be qualified for the position to which he is reemployed. Further requires that the employee be reemployed with the seniority accumulated through the date of reinstatement.

Effective upon signature of governor (June 7, 2012).

(Adds R.S. 33:2490(E) and 2550(E))