

2016 Regular Session

HOUSE BILL NO. 129

BY REPRESENTATIVE MCFARLAND

CIVIL SERVICE/FIRE & POL: Provides that the positions of fire chief and assistant fire chief for Winn Parish Fire Protection District No. 3 are in the unclassified service

1 AN ACT

2 To enact R.S. 33:2541.5, relative to the municipal fire and police civil service; to provide
3 relative to the positions of fire chief and assistant fire chief for Winn Parish Fire
4 Protection District No. 3; to provide that such positions are in the unclassified
5 service; to provide relative to the appointment, supervision, and discharge of any
6 person in any such position; and to provide for related matters.

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

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 33:2541.5 is hereby enacted to read as follows:

12 §2541.5. Winn Parish Fire Protection District No. 3; fire chief and assistant fire
13 chief; unclassified service

14 Notwithstanding any provision of law to the contrary, the positions of fire
15 chief and assistant fire chief for Winn Parish Fire Protection District No. 3 are in the
16 unclassified service, and the right of selection, appointment, supervision, and
17 discharge for such positions is vested in the governing board of the district.

18 Section 2. This Act shall become effective upon signature by the governor or, if not
19 signed by the governor, upon expiration of the time for bills to become law without signature
20 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.
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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)]

HB 129 Original

2016 Regular Session

McFarland

Abstract: Relative to the positions of fire chief and assistant fire chief for Winn Parish Fire Protection District No. 3, provides that the positions are in the unclassified service. Provides further with respect to the right of selection, appointment, supervision, and discharge for such position.

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.

Present 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.

Proposed law retains present law.

Present law relative to both systems, 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 municipal government. Provides that the positions of fire chief and police chief shall be in the classified service. Provides further with respect to which positions are in the classified and unclassified service.

Proposed law retains present law but provides an exception for the positions of fire chief and assistant fire chief for Winn Parish Fire Protection District No. 3. Provides that such positions are in the unclassified service, and provides that the right of selection, appointment, supervision, and discharge for such positions is vested in the governing board of the district.

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

(Adds R.S. 33:2541.5)