

2019 Regular Session

HOUSE BILL NO. 422

BY REPRESENTATIVE DUPLESSIS AND SENATOR BISHOP

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

LOCAL GOVERNMENT: Authorizes parishes and municipalities to provide relative to the local economy

1 AN ACT

2 To enact R.S. 33:1376 and to repeal R.S. 23:642, relative to parishes and municipalities; to
3 authorize parishes and municipalities to establish a mandatory minimum wage rate
4 and a minimum number of leave days within their respective jurisdictions; to provide
5 limitations; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 33:1376 is hereby enacted to read as follows:

8 §1376. Parishes and municipalities; employment

9 A. The governing authority of any parish or municipality may establish a
10 mandatory minimum wage rate that a private employer would be required to pay or
11 grant employees.

12 B. The governing authority of any parish or municipality may establish a
13 mandatory minimum number of vacation or sick leave days, whether paid or unpaid,
14 that a private employer would be required to pay or grant employees.

15 C. A minimum rate or number of days established by a parish governing
16 authority shall be applicable within and throughout the boundaries of the parish,
17 including those areas located inside the corporate limits of any municipality, except
18 in a municipality where the municipal governing authority establishes a rate or
19 number of days within its respective jurisdiction.

1 D. A parish or municipal governing authority shall take such actions and
 2 perform such functions as it deems necessary to implement the provisions of this
 3 Section.
 4 Section 2. R.S. 23:642 is hereby repealed in its entirety.

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 422 Original

2019 Regular Session

Duplessis

Abstract: Removes the prohibition against parishes and municipalities from setting a local minimum wage rate and minimum number of leave days in their respective jurisdictions.

Present law provides that no local government shall establish a local minimum wage policy or minimum number of leave days.

Proposed law repeals present law to provide that parishes and municipalities have the authority to establish a mandatory minimum wage rate and minimum number of leave days that a private employer would be required to pay or grant employees.

Proposed law provides that a minimum wage rate or number of leave days established by a parish governing authority shall be applicable throughout the parish, including those areas inside the corporate limits of any municipality.

Proposed law provides that if, however, a municipality establishes a minimum wage rate or number of leave days in its respective jurisdiction then proposed law would not be applicable.

Proposed law provides a parish or municipality shall take such actions and perform such functions to implement proposed law.

(Adds R.S. 33:1376; Repeals R.S. 23:642)