

2020 Regular Session

HOUSE BILL NO. 101

BY REPRESENTATIVE CARPENTER

HOUSING/AUTHORITIES: Provides relative to the civil service status of employees of the East Baton Rouge Parish Housing Authority

1 AN ACT

2 To enact R.S. 40:539(C)(8)(g), relative to employees of the East Baton Rouge Parish
3 Housing Authority; to provide that employees of the authority shall not be in the
4 state civil service; and to provide for related matters.

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

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 40:539(C)(8)(g) is hereby enacted to read as follows:

10 §539. Selection of chairman and vice chairman; executive director; hiring of
11 employees

12 * * *

13 C.

14 * * *

15 (8)

16 * * *

17 (g) Notwithstanding any provision of Subparagraph (a) of this Paragraph or
18 of any other law to the contrary, the East Baton Rouge Parish Housing Authority
19 shall not be considered an instrumentality of the state for purposes of Article X,

1 Section 1(A) of the Constitution of Louisiana, and employees of the authority shall
2 not be included in the state civil service.

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 101 Engrossed

2020 Regular Session

Carpenter

Abstract: Provides that employees of the East Baton Rouge Parish Housing Authority shall not be included in the state civil service.

Present constitution (Art. X, §1(A)) provides that state civil service includes all persons holding offices and positions of trust or employment in the employ of the state, or any instrumentality thereof, or any joint state-federal, state-parochial, or state-municipal agency. Excludes members of the state police service and persons holding offices and positions of any municipal board of health or local governmental subdivision.

Present law (R.S. 40:539(C)(8)) provides that all employees of housing authorities shall be in the classified state civil service, except as provided in the constitution or as may be authorized by the State Civil Service Commission. Present law also excepts from this requirement: authority members, the executive director, one other employee whom the authority designates, and professional employees employed on a contract basis.

Present law provides that the housing authorities in New Orleans, Cottonport, Denham Springs, Oil City, and Lafayette shall not be considered instrumentalities of the state for purposes of Const. Art. X, §1(A) and that employees of the authorities shall not be included in the state civil service.

Proposed law retains present law and additionally provides that the East Baton Rouge Parish Housing Authority shall not be considered an instrumentality of the state for purposes of Const. Art. X, §1(A) and that employees of the authority shall not be included in state civil service.

(Adds R.S. 40:539(C)(8)(g))