

2023 Regular Session

HOUSE BILL NO. 100

BY REPRESENTATIVE BAGLEY

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

SUPPLEMENTAL PAY: Provides state supplemental pay to public emergency medical services practitioners

1 AN ACT

2 To amend and reenact R.S. 40:1666.1(A)(1) and (2) and (C) and 1666.3(A) through (C),
3 relative to state supplemental pay for certain public employees; to authorize payment
4 of a state supplement for the salaries of certain emergency medical services
5 practitioners; to provide with respect to requirements for and the amount of such
6 payments; to provide relative to disbursement of such payments; to make technical
7 corrections; to provide an effective date; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 40:1666.1(A)(1) and (2) and (C) and 1666.3(A) through (C) are
10 hereby amended and reenacted to read as follows:

11 §1666.1. Extra compensation

12 A.(1)(a) In addition to the compensation now paid by any municipality,
13 parish, fire protection district, or other political subdivision maintaining a fire
14 department, or by the Chitimacha Tribe of Louisiana or the Coushatta Tribe of
15 Louisiana, hereinafter referred to as "tribe", or by any nonprofit corporation
16 contracting with any such political subdivision to provide fire protection services to
17 every paid, regularly employed employee who is paid not less than three hundred
18 dollars per month, not including supplemental pay, as distinguished from part-time
19 employees and volunteers of such fire department, who are carried on the payroll of
20 such fire department, and every employee as defined herein who is paid from funds

1 of the parish or municipality or tribe obtained through lawfully adopted bond issues,
2 lawfully assessed taxes, or other funds available for such purpose, either directly or
3 through a board or commission set up by law or ordinance of the parish or
4 municipality or tribe, shall be paid extra compensation by the state in the amount of
5 five hundred dollars per month for each such paid employee who has completed or
6 who hereafter completes one year of service. The provisions of Paragraph (5) of this
7 Subsection shall govern the requirements for length of service for employees who
8 were ordered to active military duty in the armed services of the United States during
9 their initial term of employment.

10 (b)(i) Beginning July 1, 2025, in addition to the compensation now paid by
11 any municipality, parish, fire protection district, or other political subdivision to
12 every paid, regularly employed emergency medical services practitioner employed
13 by a political subdivision of the state who is paid not less than three hundred dollars
14 per month, not including supplemental pay, shall be paid extra compensation by the
15 state in the amount of five hundred dollars per month if the emergency medical
16 services practitioner has completed or hereafter completes one year of service with
17 the political subdivision.

18 (ii) For the purposes of this Section, unless context clearly indicates
19 otherwise, the term "emergency medical services practitioner" means a person
20 employed by a political subdivision of the state as a licensed emergency medical
21 technician, a licensed advanced emergency medical technician, or a licensed
22 paramedic. The term shall not include a part-time employee or volunteer who is
23 carried on the payroll of a political subdivision.

24 (2) The term "employee" as used herein expressly excludes any person hired
25 primarily to perform secretarial and clerical duties, switchboard operators,
26 secretaries, record clerks, maintenance personnel, and mechanics. With respect to
27 individuals employed to provide fire protection services as provided in Subparagraph
28 (1)(a) of this Subsection, it shall expressly exclude employees hired after March 31,
29 1986; who have not completed and passed a certified fireman's training program

1 equal to National Fire Protection Association Standard 1001 Firefighter I
2 Certification or a firefighter's training program as approved by the office of state fire
3 marshal Fire and Emergency Training Academy in accordance with R.S. 40:1541 et
4 seq., and it shall also expressly exclude part-time employees and volunteers of such
5 municipal, parish, tribe, or fire protection district fire departments.

6 * * *

7 C.(1) Notwithstanding any other provision of law to the contrary, the
8 compensation for tribal officers of the Chitimacha Tribe of Louisiana pursuant to
9 Subparagraph (A)(1)(a) of this Section shall be for no more than ten such firemen.

10 (2) Notwithstanding any other provision of law to the contrary, the
11 compensation for tribal officers of the Coushatta ~~Indian~~ Tribe of Louisiana pursuant
12 to Subparagraph (A)(1)(a) of this Section shall be for no more than ten such firemen.

13 * * *

14 §1666.3. Warrants

15 A.(1) The funds credited and dedicated as herein provided for payments
16 made pursuant to R.S. 40:1666.1(A)(1)(a) shall be disbursed upon warrants drawn
17 by the mayors or parish officials of the respective municipalities or parishes coming
18 under the provisions of this Part, which warrants shall have attached to them a
19 detailed list of the names of the employees for whose benefit any particular warrant
20 is drawn, together with the completed years of service of such employees and such
21 other information as the state fire marshal may require.

22 (2) The funds credited and dedicated as herein provided for payments made
23 pursuant to R.S. 40:1666.1(A)(1)(b) shall be disbursed upon warrants drawn by the
24 head of the political subdivision employing such emergency medical services
25 practitioner, which warrants shall have attached to them a detailed list of the names
26 of the employees for whose benefit any particular warrant is drawn, together with the
27 completed years of service of such employees and such other information as the state
28 fire marshal may require.

1 B. The ~~mayors or parish officials of the respective municipalities or parishes~~
 2 head of the political subdivision employing the eligible employee shall forward the
 3 warrants to the secretary of the Department of Public Safety and, after obtaining
 4 approval of the board as provided in R.S. 40:1666.8 hereof, the secretary of the
 5 Department of Public Safety shall cause to be prepared and shall sign individual
 6 checks representing the amount to be paid out of state funds to each employee in
 7 accordance with the provisions of this Subsection. Each such check shall show the
 8 legislative appropriation from which payment is made and shall note that it
 9 represents additional compensation paid by the state under the provisions of this Part.
 10 The secretary shall deliver the checks to the individual employees in whose favor
 11 they are drawn, by mail, or by such other means as he shall determine.

12 C. The head of the political subdivision employing eligible emergency
 13 medical services practitioners or the mayor or other municipal or parish officer of the
 14 municipalities or parishes employing persons entitled to additional compensation
 15 from the state under the provisions of this Part, as applicable, who is charged with
 16 the responsibility of preparing the pay rolls for such employees, shall include the
 17 additional compensation paid by the state to such employees in the calculation and
 18 deduction from the pay of such employees of the sums required by state or federal
 19 law to be withheld by an employer, such as federal income tax and social security tax
 20 or contributions to local retirement systems. Any officials so charged with
 21 withholding sums from the pay of the municipal or parish paid fire department
 22 employees shall be further charged with the responsibility of transmitting the sums
 23 so withheld in accordance with the law or laws requiring the withholding.

24 * * *

25 Section 2. This Act shall take effect and become operative if and when the proposed
 26 amendment of Article VII of the Constitution of Louisiana contained in the Act which
 27 originated as House Bill No. 97 of this 2023 Regular Session of the Legislature is adopted
 28 at a statewide election and becomes effective.

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 100 Engrossed

2023 Regular Session

Bagley

Abstract: Authorizes payment of state supplements to the salaries of certain emergency medical services practitioners.

Present law provides for state supplemental pay of \$500 per month for any regularly employed firefighter who is paid not less than \$300 per month by any municipality, parish, fire protection district, or other political subdivision maintaining a fire department, or by the Chitimacha Tribe of La., or Coushatta Tribe of La., or any nonprofit corporation contracting with any political subdivision to provide fire protection services and who completes one year of service. Proposed law retains present law.

Beginning July 1, 2025, proposed law further authorizes state supplemental pay of \$500 per month for any regularly employed emergency medical services practitioner employed by a political subdivision of the state who completes one year of service and is paid not less than \$300 per month by the political subdivision. Defines "emergency medical services practitioner" for the purposes of proposed law to mean a person employed by a political subdivision of the state as a licensed emergency medical technician, a licensed advanced emergency medical technician, or a licensed paramedic. Further provides the term does not include a part-time employee or volunteer who is carried on the payroll of a political subdivision.

Present law provides that the term "employee" for purposes of present law expressly excludes any person hired primarily to perform secretarial and clerical duties, switchboard operators, secretaries, record clerks, maintenance personnel, and mechanics. Proposed law retains present law. Present law further provides that the term "employee" expressly excludes employees hired after March 31, 1986, who have not completed and passed a certified fireman's training program equal to National Fire Protection Association Standard 1001 Firefighter I Certification or a firefighter's training program as approved by the office of state fire marshal Fire and Emergency Training Academy in accordance with present law and it also expressly excludes part-time employees and volunteers of such municipal, parish, tribe, or fire protection district fire departments. Proposed law limits these exclusions to individuals employed to provide fire protection services.

Present law limits application of salary supplements for tribal officers of the Chitimacha Tribe of La. and the Coushatta Tribe of La. to no more than 10 firemen. Proposed law restricts this limitation to firemen only and not to public emergency medical services providers.

Present law establishes procedures for warrants drawn to pay the monthly supplement authorized by present law. Proposed law retains present law procedures for the payment of supplements to firemen as provided in present law. Further provides that for public emergency medical services providers, the head of the political subdivision employing the eligible provider must submit the warrant for payment and requires inclusion a of the same information as required for firemen's warrants. Also requires the head of the political subdivision employing the eligible provider to calculate and deduct from such pay the required state and federal withholdings.

Effective if and when the proposed amendment of Article VII of the Constitution of La. contained in the Act which originated as House Bill No. 97 of this 2023 R.S. of the Legislature is adopted at a statewide election and becomes effective.

(Amends R.S. 40:1666.1(A)(1) and (2) and (C) and 1666.3(A)-(C))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Appropriations to the original bill:

1. Make a technical change.