

2024 Regular Session

HOUSE BILL NO. 739

BY REPRESENTATIVE FONTENOT

CIVIL SERVICE/FIRE & POL: Provides relative to certain officers, employees, and positions in the classified fire and police civil service

1 AN ACT

2 To amend and reenact R.S. 33:2481.4(C)(1), 2491(introductory paragraph) and (I), 2492(2)
3 and (11), 2494(A) and (D), 2496(1)(a)(i) and (iii), 2541.1(C)(1)(b)(i),
4 2551(introductory paragraph) and (9), 2552(1)(a) and (c), (2), and (11), 2554(A) and
5 (D), and 2556(1)(a)(i) and (iii) and to enact R.S. 33:2481(B)(7) and 2541(B)(6),
6 relative to the municipal fire and police civil service; to provide relative to certain
7 positions in the classified service; to provide relative to the establishment and
8 maintenance of employment lists; to provide relative to tests administered by the
9 state examiner; to provide relative to the certification and appointment of eligible
10 persons; to provide that certain officers, employees, and positions are in the
11 unclassified service; and to provide for related matters.

12 Be it enacted by the Legislature of Louisiana:

13 Section 1. R.S. 33:2481.4(C)(1), 2491(introductory paragraph) and (I), 2492(2) and
14 (11), 2494(A) and (D), 2496(1)(a)(i) and (iii), 2541.1(C)(1)(b)(i), 2551(introductory
15 paragraph) and (9), 2552(1)(a) and (c), (2), and (11), 2554(A) and (D), and 2556(1)(a)(i) and
16 (iii) are hereby amended and reenacted and R.S. 33:2481(B)(7) and 2541(B)(6) are hereby
17 enacted to read as follows:

18 §2481. Classified and unclassified service

19 * * *

20 B. The unclassified service shall comprise the following:

21 * * *

1 and maintain employment lists containing names of persons eligible for appointment
2 to the various classes of positions in the classified service, as follows:

3 * * *

4 I.(1) For purposes of entrance firefighter, ~~and~~ entrance police officer,
5 positions entrance jailer, secretary to the chief, departmental records clerk, and for
6 the entrance classes for which the operation and maintenance of radio, alarm, or
7 signal systems for the respective fire or police service is the primary duty, the state
8 examiner shall establish and maintain a statewide eligibility list containing names of
9 persons eligible for appointment to these classes by any municipality, parish, or fire
10 protection district under the municipal fire and police civil service system.

11 ~~(2) A person who has attained a passing score on an examination~~
12 ~~administered by the state examiner for entrance jailer, secretary to the chief,~~
13 ~~departmental records clerk, or for the entrance classes for which the operation and~~
14 ~~maintenance of radio, alarm, or signal systems for the respective fire or police~~
15 ~~services is the primary duty may have his name placed on the employment list of any~~
16 ~~municipality, parish, or fire protection district under the Municipal Fire and Police~~
17 ~~Civil Service System, provided the person's application and score are accepted by the~~
18 ~~board of the municipality, parish, or fire protection district in which he seeks~~
19 ~~employment. In order that his name may be placed upon the employment eligibility~~
20 ~~list, a person shall be required to meet the minimum qualifications adopted as rules~~
21 ~~of the respective civil service board, as if making original application for admission~~
22 ~~to the test. The eligibility of such an applicant shall not continue past the date on~~
23 ~~which his original eligibility expired.~~

24 * * *

25 §2492. Tests

26 Tests to determine the eligibility of applicants for entry upon the promotional
27 and competitive employment lists shall be provided, as follows:

28 * * *

1 (2)(a) For the testing of entrance firefighter, ~~and the entrance police officer,~~
2 entrance jailer, secretary to the chief, departmental records clerk, and for the entrance
3 classes for which the operation and maintenance of radio, alarm, or signal systems
4 for the respective fire or police service is the primary duty ~~testing,~~ the state examiner
5 shall publish notice on his website for ~~ten-day notice of~~ ten days regarding the
6 location ~~for~~ where such tests are to be held and the final date on which applications
7 for admission to the test will be received. This notice of examination shall reveal the
8 exact date on which the test shall be administered. However, all applicants shall be
9 advised of the time and place to report for an announced test at least five days in
10 advance in any manner the state examiner may prescribe. ~~The state examiner shall~~
11 ~~provide for online entrance firefighter and entrance police testing as provided for in~~
12 ~~this Section by Fiscal Year 2022.~~

13 (b) As may be necessary from time to time, the state examiner may call for
14 and administer examinations for the entrance classifications of firefighter, police
15 officer, secretary to the chief, departmental records clerk, jailer, and for the entrance
16 classes for positions of which the operation and maintenance of a radio, alarm, or
17 signal system for the fire or police service is the primary duty. Tests may be
18 administered at the discretion of the state examiner in any municipality, parish, or
19 fire protection district to which this Part applies. ~~Official notification shall not be~~
20 ~~made to the extent required under Paragraph (1) of this Section; however, public~~
21 ~~notice shall be published at least four times during a thirty-day period in the official~~
22 ~~journal of the state of Louisiana and may be posted on the bulletin board in each~~
23 ~~station of the respective department. This notice of examination need not state the~~
24 ~~exact date on which tests shall be administered, but all applicants shall be advised~~
25 ~~of the date, place, and time to report for an announced test at least five days in~~
26 ~~advance thereof in any manner the state examiner may prescribe.~~

* * *

28 (11) Each applicant who makes a passing score on a test administered by the
29 state examiner under the provisions of Paragraph (2) of this Section shall be advised,

1 in any manner the state examiner prescribes, of his final score. ~~Except for the~~
2 ~~positions of entrance firefighter and entrance police officer, such score may be~~
3 ~~reported and approved by the board under the provisions of R.S. 33:2491(f). The~~
4 ~~original eligibility of an applicant under the provisions of this Paragraph shall be the~~
5 ~~period of not more than eighteen months after the date on which the signature of the~~
6 ~~state examiner was affixed to his notification of score.~~

7 * * *

8 §2494. Certification and appointment

9 A.(1) Except for the positions of entrance firefighter, ~~and entrance police~~
10 ~~officer, entrance jailer, secretary to the chief, departmental records clerk, and for the~~
11 entrance classes for which the operation and maintenance of radio, alarm, or signal
12 systems for the respective fire or police service is the primary duty, whenever the
13 appointing authority proposes to fill a vacancy in the classified service, except by
14 demotion, transfer, emergency appointment, or by substitute employment not to
15 exceed thirty days, he shall request the board to certify names of persons eligible for
16 appointment to the vacant position. The board shall thereupon certify in writing the
17 names of eligible persons from the appropriate employment list, and the appointing
18 authority shall, if he fills the vacancy, make the appointment as provided by this
19 Section.

20 (2) Whenever the appointing authority proposes to fill a vacancy in entrance
21 ~~level firefighter, and entrance level police officer, entrance jailer, secretary to the~~
22 chief, departmental records clerk, and for the entrance classes for which the
23 operation and maintenance of radio, alarm, or signal systems for the respective fire
24 or police service is the primary duty, he shall request the state examiner to certify
25 names of persons eligible for appointments to the vacant position. The state
26 examiner shall certify in writing the names of eligible persons from the appropriate
27 list, and the appointing authority shall, if he fills the vacancy, make the appointment
28 as provided by this Section.

29 * * *

1 D. Certification and appointment from the competitive list shall be limited
2 to those conditions and classifications for which the competitive test may be given
3 as provided by R.S. 33:2492. Upon the appointing authority's request for the
4 certification of eligible persons from which he may fill a vacancy, and if the
5 competitive list is the appropriate list from which the names of eligible persons shall
6 be certified, the board or the state examiner shall certify the names of the persons
7 upon that list, in the order in which they appear thereon, for the class in which the
8 vacancy is to be filled. The appointing authority shall select and appoint to the first
9 vacancy to be filled; any one of the persons so certified to him for the vacancy. In
10 making appointments to entrance firefighter, ~~and entrance police officer, entrance~~
11 jailer, secretary to the chief, departmental records clerk, and for the entrance classes
12 for which the operation and maintenance of radio, alarm, or signal systems for the
13 respective fire or police service is the primary duty, the appointing authority shall
14 verify the applicant meets the minimum qualifications as established by the board.
15 Additionally, in making such appointment to entry-level positions, the appointing
16 authority shall give a preference to Louisiana residents. If any one or more persons
17 so certified should refuse the appointment, the appointing authority shall then select
18 and appoint any one of the remaining persons certified by the board or the state
19 examiner. This procedure shall be followed until the position has been filled by
20 appointment of one of the persons certified from the list and willing to accept the
21 appointment, or until each person whose name appears upon the list has in this
22 manner been certified for the vacancy.

* * *

24 §2496. Temporary appointments

25 Temporary appointments may be made to positions in the classified service
26 without the appointees acquiring any permanent status therein, as follows:

27 (1)(a)(i) Except for a vacancy in the classes of entrance firefighter, ~~or~~
28 entrance police officer, entrance jailer, secretary to the chief, departmental records
29 clerk, and for the entrance classes for which the operation and maintenance of radio,

1 alarm, or signal systems for the respective fire or police service is the primary duty,
2 when a vacancy is to be filled in a position of a class for which the board is unable
3 to certify names of persons eligible for regular and permanent, or substitute,
4 appointment, the appointing authority may make a provisional appointment of any
5 person considered qualified. Whenever practicable, the appointment should be made
6 by the provisional promotion of an employee of a lower class. A provisional
7 appointment shall not continue for more than three months. No position in the
8 classified service shall be filled by one or more provisional appointments for a period
9 in excess of three consecutive months and successive like periods shall not be
10 permissible. The board may, however, authorize the renewal of such appointment,
11 or authorize such successive appointments for a period not to exceed three additional
12 months whenever it has been impracticable or impossible to establish a list of
13 persons eligible for certification and appointment to the vacancy. Except as provided
14 in Subparagraph (b) of this Paragraph, any provisional appointment, if not terminated
15 sooner, shall terminate upon the regular filling of the vacancy in any manner
16 authorized under this Part and, in any event, within fifteen days after a certification
17 from which a regular, or substitute, appointment, as the case may be, can be made
18 under the provisions of this Part. A provisional appointment shall be reported to the
19 board within fifteen days following the appointment.

* * *

21 (iii) When a vacancy is to be filled in the classes of entrance firefighter₂ ~~or~~
22 entrance police officer, entrance jailer, secretary to the chief, departmental records
23 clerk, and for the entrance classes for which the operation and maintenance of radio,
24 alarm, or signal systems for the respective fire or police service is the primary duty,
25 the appointing authority may make a provisional appointment of any person
26 considered qualified. A provisional appointment shall not exceed sixty days.
27 Successive appointments in the classes of entrance firefighter₂ entrance police
28 officer, entrance jailer, secretary to the chief, departmental records clerk, and for the
29 entrance classes for which the operation and maintenance of radio, alarm, or signal

1 systems for the respective fire or police service is the primary duty shall be
2 prohibited.

3 * * *

4 §2541. Classified and unclassified service

5 * * *

6 B. The unclassified service shall comprise the following:

7 * * *

8 6. All officers, employees and positions with primary duties that include
9 wellness, mental health, or physical fitness.

10 * * *

11 §2541.1. Deputy chief of police; competitive appointment

12 * * *

13 C.(1)

14 * * *

15 ~~(b)(i) The deputy chief of police shall serve indefinitely in the classified~~
16 ~~competitive position and shall be evaluated every three years by the chief of police.~~
17 ~~After each evaluation by the chief of police, the chief may reconfirm the deputy chief~~
18 ~~for another three-year period, or may, at his discretion, demote the deputy chief to~~
19 ~~his former class of positions. The deputy chief of police shall serve indefinitely in~~
20 ~~the classified competitive position and shall be evaluated three years from the date~~
21 ~~of his initial appointment by the chief of police. Thereafter, the deputy chief of~~
22 ~~police shall be evaluated every year by the chief of police. After each and every~~
23 ~~evaluation by the chief of police, the chief may reconfirm the deputy chief for~~
24 ~~another one-year period, or may at his discretion, demote the deputy chief to his~~
25 ~~former class of position. The demotion described in this Item shall not constitute~~
26 ~~corrective or disciplinary action and the classified employee shall not have appeal~~
27 ~~rights in regards to such action.~~

28 * * *

1 §2551. Establishment and maintenance of employment lists

2 Except for the positions of entrance firefighter, ~~and~~ entrance police officer,
3 entrance jailer, secretary to the chief, departmental records clerk, and for the entrance
4 classes for which the operation and maintenance of radio, alarm, or signal systems
5 for the respective fire or police service is the primary duty, the board shall establish
6 and maintain lists containing names of persons eligible for appointment to the
7 various classes of positions in the classified service as follows:

8 * * *

9 (9)(a) For purposes of ~~entry level~~ entrance firefighter, ~~and entry level~~
10 entrance police officer positions, entrance jailer, secretary to the chief, departmental
11 records clerk, and for the entrance classes for which the operation and maintenance
12 of radio, alarm, or signal systems for the respective fire or police service is the
13 primary duty, the state examiner shall establish and maintain a statewide eligibility
14 list containing the names of persons eligible for appointment to these classes by any
15 municipality, parish, or fire protection district under the municipal fire and police
16 civil service system.

17 ~~(b) A person who has attained a passing score on an examination~~
18 ~~administered by the state examiner for entrance police officer, entrance firefighter,~~
19 ~~entrance jailer, secretary to the chief, departmental records clerk, or for the entrance~~
20 ~~classes for which the operation and maintenance of radio, alarm, or signal systems~~
21 ~~for the respective fire or police services is the primary duty may have his name~~
22 ~~placed on the employment list of any municipality, parish, or fire protection district~~
23 ~~under the Municipal Fire and Police Civil Service System, provided the person's~~
24 ~~application and score are accepted by the board of the municipality, parish, or fire~~
25 ~~protection district in which he seeks employment. In order that his name may be~~
26 ~~placed upon the employment eligibility list, a person shall be required to meet the~~
27 ~~minimum qualifications adopted as rules of the respective civil service board, as if~~
28 ~~making original application for admission to the test. The eligibility of such an~~
29 ~~applicant shall not continue past the date on which his original eligibility expired.~~

30 * * *

1 §2552. Tests

2 Tests to determine the eligibility of applicants for entry upon the promotional
3 and competitive employment lists shall be provided, as follows:

4 (1)(a) Except for entrance firefighter, ~~and~~ entrance police officer, entrance
5 jailer, secretary to the chief, departmental records clerk, and for the entrance classes
6 for which the operation and maintenance of radio, alarm, or signal systems for the
7 respective fire or police service is the primary duty, the board shall provide through
8 the state examiner for promotional or competitive tests. Official notice of
9 examination shall be posted on the bulletin board in each station of the respective
10 department. The notice shall state (i) class of positions for which tests will be given,
11 (ii) whether the tests will be given on a promotional or competitive basis, and (iii)
12 the final date on which applications for admission to the tests will be received. The
13 notice shall be posted for a continuous period of ten days preceding the date for
14 administering the tests.

15 * * *

16 (c) For the testing of entrance firefighter, ~~and~~ the entrance police officer,
17 entrance jailer, secretary to the chief, departmental records clerk, and for the entrance
18 classes for which the operation and maintenance of radio, alarm, or signal systems
19 for the respective fire or police service is the primary duty ~~testing~~, the state examiner
20 shall publish notice on his website for ~~ten-day notice of~~ ten days regarding the
21 location ~~for~~ where such tests are to be held and the final date on which applications
22 for admission to the test will be received. This notice of examination shall reveal the
23 exact date on which the test shall be administered. However, all applicants shall be
24 advised of the place and time to report for an announced test at least five days in
25 advance in any manner the state examiner may prescribe. ~~The state examiner shall~~
26 ~~provide for online entrance firefighter and entrance police testing as provided for in~~
27 ~~this Section by Fiscal Year 2022.~~

28 (2) As may be necessary from time to time, the state examiner may call for
29 and administer examinations for the entrance classifications of firefighter, police

1 officer, secretary to the chief, departmental records clerk, jailer, and for the entrance
 2 classes for positions of which the operation and maintenance of a radio, alarm, or
 3 signal system for the fire or police service is the primary duty. Tests may be
 4 administered at the discretion of the state examiner in any municipality, parish, or
 5 fire protection district to which this Part applies. ~~Official notification shall not be~~
 6 ~~made to the extent required under Paragraph (1) of this Section; however, public~~
 7 ~~notice shall be published at least four times during a thirty-day period in the official~~
 8 ~~journal of the state of Louisiana and may be posted on the bulletin board in each~~
 9 ~~station of the respective department. This notice of examination need not state the~~
 10 ~~exact date on which tests shall be administered, but all applicants shall be advised~~
 11 ~~of the date, place, and time to report for an announced test at least five days in~~
 12 ~~advance thereof in any manner the state examiner may prescribe.~~

* * *

14 (11) Each applicant who makes a passing score on a test administered by the
 15 state examiner pursuant to Subparagraph (1)(c) or Paragraph (2) of this Section shall
 16 be advised, in any manner the state examiner prescribes, of his final score. ~~Except~~
 17 ~~for the positions of entrance firefighter and entrance police officer, such score may~~
 18 ~~be reported and approved by the board under the provisions of R.S. 33:2551(9). The~~
 19 ~~original eligibility of an applicant under the provisions of this Paragraph shall be the~~
 20 ~~period of not more than eighteen months after the date on which the signature of the~~
 21 ~~state examiner was affixed to his notification of score.~~

* * *

23 §2554. Certification and appointment

24 A.(1) Except for entrance firefighter, ~~and~~ entrance police officer, entrance
 25 jailer, secretary to the chief, departmental records clerk, and for the entrance classes
 26 for which the operation and maintenance of radio, alarm, or signal systems for the
 27 respective fire or police service is the primary duty, whenever the appointing
 28 authority proposes to fill a vacancy in the classified service, except by demotion,
 29 transfer, emergency appointment, or by substitute employment not to exceed thirty

1 days, he shall request the board to certify names of persons eligible for appointment
2 to the vacant position. The board thereupon shall certify in writing the names of
3 eligible persons from the appropriate employment list, and the appointing authority
4 shall, if it fills the vacancy, make the appointment as provided by this Section.

5 (2) Whenever the appointing authority proposes to fill a vacancy in entrance
6 ~~level firefighter, or entrance level police officer,~~ entrance jailer, secretary to the
7 chief, departmental records clerk, and for the entrance classes for which the
8 operation and maintenance of radio, alarm, or signal systems for the respective fire
9 or police service is the primary duty, he shall request the state examiner to certify
10 names of persons eligible for appointments to the vacant position. The state
11 examiner shall certify in writing the names of eligible persons from the appropriate
12 list, and the appointing authority shall, if he fills the vacancy, make the appointment
13 as provided by this Section.

14 * * *

15 D. Certification and appointment from the competitive list shall be limited
16 to those conditions and classifications for which the competitive test may be given
17 as provided by R.S. 33:2552(7). Upon the appointing authority's request for the
18 certification of eligible persons from which it may fill a vacancy, and if the
19 competitive list is the appropriate list from which the names of eligible persons shall
20 be certified, the board or the state examiner shall certify the names of the persons
21 upon that list, in the order in which they appear thereon, for the class in which the
22 vacancy is to be filled. The appointing authority shall select and appoint to the first
23 vacancy to be filled any one of the persons so certified to it for the vacancy. In
24 making appointments to the positions of entrance firefighter, ~~and~~ entrance police
25 officer, entrance jailer, secretary to the chief, departmental records clerk, and for the
26 entrance classes for which the operation and maintenance of radio, alarm, or signal
27 systems for the respective fire or police service is the primary duty, the appointing
28 authority shall verify the applicant meets the minimum qualifications as established
29 by the board. Additionally, in making such appointment to entry-level positions, the

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 authorized under this Part and, in any event, within fifteen days after a certification
2 from which a regular or substitute appointment, as the case may be, can be made
3 under the provisions of this Part. A provisional appointment shall be reported to the
4 board within fifteen days following the appointment.

5 * * *

6 (iii) When a vacancy is to be filled in the classes of entrance firefighter, ~~or~~
7 entrance police officer, entrance jailer, secretary to the chief, departmental records
8 clerk, and for the entrance classes for which the operation and maintenance of radio,
9 alarm, or signal systems for the respective fire or police service is the primary duty,
10 the appointing authority may make a provisional appointment of any person
11 considered qualified. A provisional appointment shall not exceed sixty days.
12 Successive appointments in the classes of entrance firefighter, ~~and~~ entrance police
13 officer, entrance jailer, secretary to the chief, departmental records clerk, and for the
14 entrance classes for which the operation and maintenance of radio, alarm, or signal
15 systems for the respective fire or police service is the primary duty shall be
16 prohibited.

17 * * *

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 739 Reengrossed

2024 Regular Session

Fontenot

Abstract: Provides relative to the establishment and maintenance of employment lists, appointments, tests, and evaluation procedures for certain positions in the classified fire and police civil service and provides that officers, employees, and positions with certain primary duties are in the unclassified service.

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 constitution and present law.

Present law, relative to both systems, provides that a municipal fire and police civil service board is created in each municipality, parish, and fire protection district composed of five members. Present law further provides that the classified service shall be comprised of every position, except those in the unclassified service to which the right of employee selection, appointment, supervision, and discharge is vested in the municipal, parish, or fire protection government. Provides further with respect to which positions are in the classified and unclassified service.

Proposed law retains present law and additionally provides that all officers, employees, and positions with primary duties that include wellness, mental health, or physical fitness are in the unclassified service.

Present law requires the board to establish and maintain employment lists containing names of persons eligible for appointment to the various classes of positions in the classified service, except the positions of entrance firefighter and entrance police officer.

Proposed law retains present law and additionally excludes the positions of entrance jailer, secretary to the chief, departmental records clerk, and the entrance classes for which the operation and maintenance of radio, alarm, or signal systems for the respective fire or police service is the primary duty from the lists required to be maintained by the board.

Present law requires the state examiner to establish and maintain a statewide eligibility list containing names of persons eligible for appointment to the positions of entrance firefighter and entrance police officer.

Proposed law retains present law and additionally requires the state examiner to maintain such eligibility list for the positions of entrance jailer, secretary to the chief, departmental records clerk, and the entrance classes for which the operation and maintenance of radio, alarm, or signal systems for the respective fire or police service is the primary duty.

Present law provides that a person who has attained a passing score on an examination administered by the state examiner for entrance jailer, secretary to the chief, departmental records clerk, or the entrance classes for which the operation and maintenance of radio, alarm, or signal systems is the primary duty may have his name placed on the employment list of any municipality, parish, or fire protection district if the person's application and score are accepted by the board of the municipality, parish, or fire protection district in which he seeks employment. Additionally provides that the original eligibility of a test applicant shall be for a period of not more than 18 months after the date on which the signature of the state examiner was affixed to his notification of score.

Proposed law removes present law.

Present law, relative to testing by the state examiner, requires the state examiner to publish a notice on his website for 10 days regarding the location where the tests for entrance firefighter and entrance police officer are to be held and the final date on which applications for admission to the tests will be received.

Proposed law retains present law and additionally requires the state examiner to publish such 10-day notice for the positions of entrance jailer, secretary to the chief, departmental records clerk, and the entrance classes for which the operation and maintenance of radio, alarm, or signal systems is the primary duty.

Present law, relative to the administration of tests for the positions of entrance firefighter, entrance police officer, entrance jailer, secretary to the chief, departmental records clerk, and the entrance classes for which the operation and maintenance of radio, alarm, or signal systems is the primary duty, requires the state examiner to publish notice at least four times

during a 30-day period in the official journal of the state. Authorizes the state examiner to post a notice on the bulletin board in each station of the respective department. Provides that the notice need not state the exact date on which tests shall be administered.

Proposed law removes present law.

Present law requires the appointing authority to request the board to certify names of persons eligible for appointment whenever he proposes to fill a vacancy in the classified service, except by demotion, transfer, emergency appointment, or by substitute employment not to exceed 30 days. Excludes vacancies for the positions of entrance firefighter and entrance police officer.

Proposed law retains present law and additionally excludes vacancies for the positions of entrance jailer, secretary to the chief, departmental records clerk, and the entrance classes for which the operation and maintenance of radio, alarm, or signal systems is the primary duty.

Present law requires the appointing authority to request the state examiner to certify names of persons eligible for appointments whenever the he proposes to fill a vacancy in the positions of entrance firefighter and entrance police officer.

Proposed law retains present law and makes present law applicable to vacancies in the positions of entrance jailer, secretary to the chief, departmental records clerk, and for the entrance classes for which the operation and maintenance of radio, alarm, or signal systems for the respective fire or police service is the primary duty.

Present law, relative to appointments from the competitive list for the positions of entrance firefighter and entrance police officer, requires the appointing authority to verify that the applicant meets the minimum qualifications as established by the board.

Proposed law retains present law and makes present law applicable to appointments from the competitive list for the positions of entrance jailer, secretary to the chief, departmental records clerk, and for the entrance classes for which the operation and maintenance of radio, alarm, or signal systems for the respective fire or police service is the primary duty.

Present law, relative to temporary appointments, authorizes the appointing authority to make a provisional appointment of any person considered qualified when a vacancy is to be filled in a position of a class for which the board is unable to certify names of persons eligible for regular and permanent, or substitute, appointment. Provides that whenever practicable, the appointment should be made by the provisional promotion of an employee of a lower class. Provides that a provisional appointment shall not continue for more than three months. Excludes vacancies in the positions of entrance firefighter or entrance police officer.

Proposed law retains present law and additionally excludes vacancies in the positions of entrance jailer, secretary to the chief, departmental records clerk, and the entrance classes for which the operation and maintenance of radio, alarm, or signal systems for the respective fire or police service in the primary duty.

Present law, relative to temporary appointments for vacancies in the positions of entrance firefighter and entrance police officer, authorizes the appointing authority to make provisional appointment of any person considered qualified. Provides that a provisional appointment shall not exceed 60 days. Provides that successive appointments in the classes of entrance firefighter and entrance police officer shall be prohibited.

Proposed law retains present law and makes present law applicable to temporary appointments for vacancies in the positions of entrance jailer, secretary to the chief, departmental records clerk, and the entrance classes for which the operation and

maintenance of radio, alarm, or signal systems for the respective fire or police service in the primary duty.

Present law authorizes the governing authority of a parish, municipal, and fire protection district to create, by ordinance, the classified competitive position of a deputy police chief. Provides that the position of deputy police chief is not the same as the position of assistant police chief as provided in present law. Further provides for the qualifications, selection, appointment, supervision, and discharge for the position.

Proposed law retains present law.

Present law requires the deputy police chief to serve indefinitely in the classified competitive position and further requires that he be evaluated every three years by the chief of police. Authorizes the chief of police to reconfirm the deputy chief for another three-year period or demote the deputy chief to his former class of positions.

Proposed law removes present law and requires that the deputy police chief serve indefinitely in the classified competitive position and that he be evaluated three years from his initial appointment. Further requires that, thereafter, the deputy chief be evaluated every year by the chief of police. Authorizes the chief of police to reconfirm the deputy chief for another one-year period demote him to his former class of positions. Provides that the demotion shall not constitute corrective or disciplinary action.

(Amends R.S. 33:2481.4(C)(1), 2491(intro. para.) and (I), 2492(2) and (11), 2494(A) and (D), 2496(1)(a)(i) and (iii), 2541.1(C)(1)(b)(i), 2551(intro. para.) and (9), 2552(1)(a) and (c), (2), and (11), 2554(A) and (D), and 2556(1)(a)(i) and (iii); Adds R.S. 33:2481(B)(7) and 2541(B)(6))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Adds provisions to change the evaluation and reconfirmation procedures for the position of deputy chief of police.