

SENATE SUMMARY OF HOUSE AMENDMENTS

SB 549 By Senator Gallot

KEYWORD AND SUMMARY AS RETURNED TO THE SENATE

LOCAL EMPLOYEES. Provides for minimum wages, reinstatement, reemployment, and seniority of certain firefighters. (8/1/14)

SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL

1. Adds provisions for reemployment of certain persons in the fire service if their resignation or retirement occurred as a result of the employee being unable to perform the essential functions of his job upon sustaining an injury.

DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE

Gallot (SB 549)

Present law, relative to the wages of firemen, requires that the minimum monthly salaries of firemen in municipalities having a population of 12,000 or more and in the city of Bastrop and of all parish and fire protection district paid firemen, including salaries payable out of the avails of any special tax provided by the constitution for increasing the pay of firemen, is \$400 per month and paid semi-monthly not later than the fifth and twentieth day of each calendar month.

Proposed law requires the minimum monthly salary be based on a regular hourly rate of pay compliant with the Fair Labor Standards Act, 29 U.S.C. 201 et seq., exclusive of supplemental pay received pursuant to R.S. 33:2002.

Present law provides that a municipality, parish, fire protection district, or other political subdivision maintaining a fire department, or the Chitimacha Tribe of Louisiana or the Coushatta Indian Tribe of Louisiana, or any nonprofit corporation contracting with any such political subdivision to provide fire protection services may enhance the first-year salary of every paid, regularly employed employee in the amount equivalent to the state supplemental pay, or any portion thereof, that the employee shall be entitled to be paid after one year of service.

Proposed law retains present law and provides condition that the first-year salary, exclusive of the enhancement, meets the minimum wage obligations of the Fair Labor Standards Act, 29 U.S.C. 201 et seq.

Present law provides for employment of certain persons in the fire and police civil service for municipalities between 13,000 and 250,000 and for small municipalities and for parishes and fire protection districts. Proposed law provides for reemployment of certain persons in the classified fire service who resigned or retired as a result of being unable to perform essential functions of his job upon sustaining an injury. Authorizes, with prior approval from the fire and police civil service board, the reemployment of any regular employee who resigns or retires from a position in the classified fire service, into a position of the class in which he was employed immediately preceding his resignation or retirement or in a position in any lower class. Provides that the employee may be reemployed at any time after his resignation or retirement provided he is qualified for the position to which he is reemployed. Requires reemployment under proposed law with the seniority accumulated through the date of reinstatement. Limits reemployment under proposed law only if the resignation or retirement occurred as a result of the employee being unable to perform the essential functions of his job upon sustaining an injury.

Effective August 1, 2014.

(Amends R.S. 33:1992(A)(1), 2002(A)(3)(a), 2490(E), and 2550(E))

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