

2024 Regular Session

SENATE BILL NO. 139

BY SENATOR HENSGENS

HOUSING. Provides relative to the civil service status of employees of the Delcambre Housing Authority and the Gueydan Housing Authority. (gov sig)

1 AN ACT

2 To enact R.S. 40:539(C)(8)(q) and (r), relative to Vermilion Parish; to provide relative to
3 employees of the Delcambre Housing Authority and the Gueydan Housing
4 Authority; to provide that employees of the authority shall not be in the state civil
5 service; and to provide for related matters.

6 Notice of intention to introduce this Act has been published.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 40:539(C)(8)(q) and (r) are hereby enacted to read as follows:

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

11 * * *

12 C.

13 * * *

14 (8)

15 * * *

16 (q) Notwithstanding any provision of Subparagraph (a) of this
17 Paragraph or of any other law to the contrary, the Delcambre Housing

1 **Authority shall not be considered an instrumentality of the state for purposes**
 2 **of Article X, Section 1(A) of the Constitution of Louisiana, and employees of the**
 3 **authority shall not be included in the state civil service.**

4 **(r) Notwithstanding any provision of Subparagraph (a) of this Paragraph**
 5 **or of any other law to the contrary, the Gueydan Housing Authority shall not**
 6 **be considered an instrumentality of the state for purposes of Article X, Section**
 7 **1(A) of the Constitution of Louisiana, and employees of the authority shall not**
 8 **be included in the state civil service.**

9 Section 2. This Act shall become effective upon signature by the governor or, if not
 10 signed by the governor, upon expiration of the time for bills to become law without signature
 11 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 12 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 13 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part
 of the legislative instrument, were prepared by James Benton.

DIGEST

SB 139 Engrossed

2024 Regular Session

Hensgens

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 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, Lafayette, East Baton Rouge Parish, Monroe, Shreveport, Kenner, Simmesport, Bunkie, Colfax, Kinder, Berwick, and the Morgan City Housing Authority 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 provides that the Delcambre Housing Authority and the Gueydan Housing Authority shall not be considered an instrumentality of the state for purposes of Const. Art. X, §1(A) and that employees of these authorities shall not be included in state civil service.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 40:539(C)(8)(q) and (r))