

SENATE BILL NO. 207

BY SENATOR MORRELL

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

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AN ACT

To amend and reenact R.S. 33:2391, 2471, and 2591 and to enact R.S. 33:2588, relative to civil service for cities having a population exceeding one hundred thousand and certain cities governed by the municipal fire and police civil service system; to provide for the applicability of state civil service provisions in certain circumstances; to provide exceptions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 33:2391, 2471, and 2591 are hereby amended and reenacted and R.S. 33:2588 is hereby enacted to read as follows:

§2391. Applicability

A. This Part ~~applies~~ **shall apply** to any city having a population exceeding one hundred thousand according to the latest ~~regular~~ federal **decennial** census ~~for which the official figures have been made public.~~

B. This Part ~~does~~ **shall** not apply to positions which are covered by Part II of this Chapter.

C. In the event that the civil service of any city pursuant to this Part is determined by a final judgment of a court of competent jurisdiction to not be subject to this Part, the civil service of the city shall be subject to the jurisdiction of the state civil service system. The provisions of this Subsection shall not apply to any municipality with a population of not less than two hundred fifteen thousand persons and not more than three hundred thousand persons according to the latest federal decennial census.

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§2471. Applicability

A. This Part applies to any municipality which operates a regularly paid fire

1 and police department and which has a population of not less than thirteen thousand
 2 nor more than two hundred fifty thousand according to the latest regular federal
 3 **decennial** census for which the official figures have been made public.

4 **B. In the event that the civil service of any municipality pursuant to this**
 5 **Part is determined by a final judgment of a court of competent jurisdiction to**
 6 **not be subject to this Part, the civil service of the municipality shall be subject**
 7 **to the jurisdiction of the state civil service system. The provisions of this**
 8 **Subsection shall not apply to any municipality with a population of not less than**
 9 **two hundred fifteen thousand persons and not more than three hundred**
 10 **thousand persons according to the latest federal decennial census.**

11 * * *

12 **§2588. Determination that certain constitutional provisions are not applicable**
 13 **to city**

14 **In the event that the civil service of any city pursuant to the city civil**
 15 **service provisions of Part I of Article X of the Constitution of Louisiana is**
 16 **determined by a final judgment of a court of competent jurisdiction to not be**
 17 **subject to such provisions, the civil service of the city shall be subject to the**
 18 **jurisdiction of the state civil service system.**

19 * * *

20 §2591. System of classified service

21 **A.** There is created in every municipality having a population between
 22 ~~250,000 and 500,000~~ **two hundred fifty thousand and five hundred thousand** a
 23 classified civil service embracing the positions of employment, the officers and the
 24 employees of the fire and police services. The classified civil service herein
 25 provided for shall be established, operated and governed in all respects solely by the
 26 provisions of Section 15.1 of Article XIV of the Constitution of Louisiana.

27 **B. In the event that the civil service of any municipality pursuant to this**
 28 **Part is determined by a final judgment of a court of competent jurisdiction to**
 29 **not be subject to this Part, the civil service of the municipality shall be subject**
 30 **to the jurisdiction of the state civil service system. The provisions of this**

1 Subsection shall not apply to any municipality with a population of not less than
2 two hundred fifteen thousand persons and not more than three hundred
3 thousand persons according to the latest federal decennial census.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____