

Regular Session, 2010  
HOUSE BILL NO. 1293  
BY REPRESENTATIVE PUGH

# ACT No. 946

1 AN ACT

2 To amend and reenact R.S. 33:2213(H) and to enact R.S. 33:423.20, relative to the power  
3 of an elected chief of police in certain municipalities; to provide that the police chief  
4 shall appoint, promote, discipline, and discharge police personnel subject to  
5 limitations; to provide relative to maximum hours regulations applicable to  
6 municipal police departments; to provide for exceptions; and to provide for related  
7 matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 33:423.20 is hereby enacted to read as follows:

10 §423.20. Certain municipalities; authority over personnel by elected chief of police  
11 Notwithstanding the provisions of R.S. 33:423 or any other provision of law  
12 to the contrary, in and for any municipality having a population of not more than one  
13 thousand eight hundred persons and not less than one thousand six hundred fifty  
14 persons according to the latest federal decennial census and located in any parish  
15 with a population of not more than one hundred four thousand persons and not less  
16 than ninety-eight thousand five hundred persons according to the latest federal  
17 decennial census, the chief of police shall appoint, promote, discipline, and discharge  
18 police personnel subject to the budgetary limitations of the mayor and town council  
19 pertaining to the number of allotted positions for the police department.

20 Section 2. R.S. 33:2213(H) is hereby amended and reenacted to read as follows:

21 §2213. Maximum hours; overtime or compensatory time; exceptions for certain  
22 cities

23 \* \* \*

24 H.(1) Any municipality subject to the provisions of this Subpart, to  
25 maximize police protection, may establish and implement a fourteen-day shift cycle

1 for all full-time paid patrolmen, patrolmen first class, sergeants, lieutenants, captains,  
 2 or any other employees of the police department except those in a position, grade,  
 3 or class above that of captain which may require such officers to work Monday,  
 4 Tuesday, Friday, Saturday, and Sunday of the first week of the cycle, and  
 5 Wednesday and Thursday of the second week of the cycle. The workday shall consist  
 6 of twelve hours on the above specified days. Such officers shall be paid overtime at  
 7 one and one-half times their usual salary when the number of hours worked during  
 8 the two-week cycle exceeds eighty hours or shall be credited with compensatory time  
 9 on a one and one-half basis for all hours in said cycle that exceed eighty hours.

10 (2) The provisions of Subsection A of this Section and the provisions of this  
 11 Subsection shall not apply to a municipality with a population of fewer than twelve  
 12 thousand seven hundred persons according to the most recent federal decennial  
 13 census.

14 \* \* \*

15 Section 3. This Act shall become effective upon signature by the governor or, if not  
 16 signed by the governor, upon expiration of the time for bills to become law without signature  
 17 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
 18 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
 19 effective on the day following such approval.

---

SPEAKER OF THE HOUSE OF REPRESENTATIVES

---

PRESIDENT OF THE SENATE

---

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_