

Regular Session, 2010

HOUSE BILL NO. 526

BY REPRESENTATIVE PUGH

SUPPLEMENTAL PAY: Authorizes DA investigators to be eligible for supplemental pay

1 AN ACT

2 To amend and reenact R.S. 33:2218.1 and 2218.9 and to enact R.S. 33:2218.3(C) and  
3 2218.11, relative to state supplemental pay; to authorize state supplemental pay for  
4 certain district attorney investigators; to provide for qualifications of such  
5 investigators; to provide for the payment of such supplemental pay; to establish a  
6 special treasury fund dedicated to the payments of such funds; to provide for an  
7 effective date; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 33:2218.1 and 2218.9 are hereby amended and reenacted and R.S.  
10 33:2218.3(C) and 2218.11 are hereby enacted to read as follows:

11 §2218.1. Purpose

12 This law is enacted by the legislature in the exercise of the police power of  
13 the state, to promote the public peace and safety, by providing better enforcement of  
14 law, and particularly the enforcement of state laws by municipal police officers, ~~and~~  
15 full-time commissioned deputy sheriffs, and district attorney investigators.

16 \* \* \*

17 §2218.3. Special fund

18 \* \* \*

19 C. For the payment of the supplemental salaries provided by R.S.  
20 33:2218.11, there is hereby created a special fund in the treasury of the state of



1           B. Out of the funds appropriated by the legislature for the payment of the  
2           extra compensation provided by Subsection A of this Section, there shall be  
3           distributed to the district attorney of each judicial district monthly to pay additional  
4           compensation for full-time commissioned district attorney investigators who have  
5           completed and passed a council-approved training program as provided in R.S.  
6           40:2405 and who are paid a salary of not less than three hundred fifty dollars per  
7           month, the amount of five hundred dollars per month for each full-time  
8           commissioned district attorney investigator at the completion of one year of service.

9           C. On or before the tenth day of each month, each district attorney in the  
10           state shall certify to the state treasurer the number of full-time commissioned  
11           investigators in his employ and the number of years of service of each such  
12           investigator. Based on the total number of such investigators reported from  
13           throughout the state each month and the period of service of such investigators and  
14           the amount of monies remaining from the appropriation made therefor, the state  
15           treasurer shall calculate a monthly allowance to be paid to each such investigator in  
16           an amount not to exceed the amounts provided in Subsection B of this Section. The  
17           state treasurer shall specify the amount of compensation to be paid to each such  
18           investigator and shall remit such sums of money to the district attorney of each  
19           judicial district for credit to the district attorney's general fund of the respective  
20           districts. Each district attorney shall expend such sums so paid into his district  
21           attorney's general fund solely for paying the additional compensation herein  
22           provided by granting an allowance in the amount specified by the state treasurer to  
23           each full-time commissioned investigator.

24           Section 2. This Act shall become effective on July 1, 2010; if vetoed by the governor  
25 and subsequently approved by the legislature, this Act shall become effective on July 1,  
26 2010, or on the day following such approval by the legislature, whichever is later.

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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)]

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Pugh

HB No. 526

**Abstract:** Authorizes state supplemental pay of \$500 per month to full-time district attorney investigators who receive at least \$350 per month, are P.O.S.T. certified, and who have been employed as a district attorney investigator for at least one year.

Proposed law provides for additional compensation of \$500 per month to every commissioned district attorney investigator employed on a full-time basis who has completed and passed a training program approved by the Council on Peace Officers Standards and Training as provided in R.S. 40:2405, who is paid a salary of not less than \$350 per month, and who has completed one year of service.

Proposed law denies entitlement to state supplemental pay to any district attorney investigator hired primarily to perform purely clerical or nonenforcement duties, whether or not such person is duly commissioned or P.O.S.T. certified. Nonclerical or nonenforcement positions include typists, office machine operators, switchboard operators, filing clerks, stenoclerks, stenographers, animal shelter personnel, school crossing guards, secretaries, cooks, mechanics, and maintenance personnel.

Proposed law provides for the distribution of the additional compensation to the district attorney of each judicial district. Requires each district attorney to certify to the state treasurer the number of full-timed investigators in his employ and the number of years of service of each investigator on or before the 10th day of each month.

Proposed law creates a special fund in the state treasury dedicated to the payment of such supplemental salaries as provided in proposed law.

Present law establishes a board of review for determinations of eligibility of supplemental pay. Provides that when supplemental salaries for municipal police or deputy sheriffs are due to eligible recipients for back periods of time, the board shall certify to the Joint Legislative Committee on the Budget that such payment is due. Authorizes the Joint Legislative Committee on the Budget, in its discretion, to approve payment of all or a portion of such supplemental salaries, not to exceed \$10,000 to any one recipient.

Proposed law applies present law to back pay of supplemental salaries of district attorney investigators.

Effective July 1, 2010.

(Amends R.S. 33:2218.1 and 2218.9; Adds R.S. 33:2218.3(C) and 2218.11)