



1        "Pay increase" shall not mean a change in salary or compensation resulting from a  
2        job promotion.

3                (3) "Person in state service" shall mean any person holding an office or  
4        position of trust or employment in the employ of the state, or any instrumentality  
5        thereof, and any joint state and federal agency, joint state and parochial agency, or  
6        joint state and municipal agency, regardless of the source of the funds used to pay  
7        for such employment.

8                (C) Implementation. The legislature may provide for the implementation of  
9        the provisions of this Section by law.

10        Section 2. Be it further resolved that this proposed amendment shall be submitted  
11        to the electors of the state of Louisiana at the statewide election to be held on November 2,  
12        2010.

13        Section 3. Be it further resolved that on the official ballot to be used at said election  
14        there shall be printed a proposition, upon which the electors of the state shall be permitted  
15        to vote FOR or AGAINST, to amend the Constitution of Louisiana, which proposition shall  
16        read as follows:

17                To provide that the legislature shall have sole authority to establish and  
18                provide for pay increases for persons in state service. (Adds Article X,  
19                Section 31)

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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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Schroder

HB No. 752

**Abstract:** Grants the legislature sole authority to establish and provide for pay increases for persons in state service.

Proposed constitutional amendment notwithstanding present constitution and present law, grants the legislature sole authority to establish and provide for pay increases for persons in state service. Defines "person in state service" as any person holding an office or position of trust or employment in the employ of the state, or any instrumentality thereof, and any joint state and federal agency, joint state and parochial agency, or joint state and municipal agency, regardless of the source of the funds used to pay for such employment; "pay increase" as any increase in salary or compensation based upon performance, merit, time of service, cost-of-living increases, or other factors (excludes a change in salary or

compensation resulting from a job promotion); and "job promotion" as an advancement of the rank or position of a state employee which involves added job responsibilities. Further authorizes the legislature to provide for the implementation of provisions of the proposed constitutional amendment by law.

Present constitution vests state and city civil service commissions with broad and general rulemaking and subpoena powers for the administration and regulation of the classified service which includes the power to adopt rules regulating compensation and disbursements to employees, and to adopt a uniform pay and classification plan for classified employees (provides similar provisions for the state police commission and state police service). Further authorizes the legislature to supplement the uniform pay plans for sworn, commissioned law enforcement officers employed by a bona fide police agency of the state or its political subdivisions, from any available funds of the state, the department, the agency, or the political subdivision, provided that such supplement may be made available only for those law enforcement officers employed on a full-time basis by such police agency of the state or its political subdivisions and who serve the welfare of the public in the capacity of a police officer by providing police services to the general public, by effecting arrests, issuing citations, and serving warrants while patrolling waterways and riverfront areas. Additionally authorizes the legislature to supplement the uniform pay plans for fire protection officers employed by a port authority from any available funds of the state, the department, the agency, or the political subdivision, provided that such supplement may be made available only for those fire protection officers employed on a full-time basis who provide fire protection services to a port authority. Present constitution provides that any rule or determination affecting wages or hours shall have the effect of law and become effective only after approval by the governor or the appropriate governing authority. Present constitution (Art. VIII) vests authority in each board of supervisors of each system of postsecondary education authority to supervise and manage the institutions under its control.

Provides for submission of the proposed amendment to the voters at the statewide election to be held Nov. 2, 2010.

(Adds Const. Art. X, §31)