

Regular Session, 2012

HOUSE BILL NO. 801

BY REPRESENTATIVE MONTOUCET

1 AN ACT

2 To enact R.S. 33:2490(E) and 2550(E), relative to the municipal fire and police civil service;  
3 to provide relative to employees who have resigned or retired from the classified  
4 service due to injury; to provide that any such employee may be reemployed at any  
5 time after his resignation or retirement; to provide relative to the position and class  
6 to which he may be reemployed; to provide relative to the qualifications and  
7 seniority of any such employee; to provide limitations; and to provide for related  
8 matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 33:2490(E) and 2550(E) are hereby enacted to read as follows:

11 §2490. Reinstatement and reemployment

12 \* \* \*

13 E. Any regular employee who resigns or retires from a position in the  
14 classified service may, with the prior approval of the board, be reemployed in a  
15 position of the class in which he was employed immediately preceding his  
16 resignation or retirement or in a position in any lower class. Any such employee  
17 may be reemployed at any time after his resignation or retirement, but he shall be  
18 qualified for the position to which he is reemployed. In addition, the employee shall  
19 be reemployed with the seniority accumulated through the date of reinstatement;  
20 however, a regular employee shall be reemployed as provided in this Subsection only  
21 if his resignation or retirement occurred as a result of the employee being unable to  
22 perform the essential functions of his job upon sustaining any injury that is  
23 compensable pursuant to the provisions of Chapter 10 of Title 23 of the Louisiana  
24 Revised Statutes of 1950.

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1           §2550. Reinstatement and reemployment

2   \*       \*       \*

3           E. Any regular employee who resigns or retires from a position in the  
4           classified service may, with the prior approval of the board, be reemployed in a  
5           position of the class in which he was employed immediately preceding his  
6           resignation or retirement or in a position in any lower class. Any such employee  
7           may be reemployed at any time after his resignation or retirement, but he shall be  
8           qualified for the position to which he is reemployed. In addition, the employee shall  
9           be reemployed with the seniority accumulated through the date of reinstatement;  
10           however, a regular employee shall be reemployed as provided in this Subsection only  
11           if his resignation or retirement occurred as a result of the employee being unable to  
12           perform the essential functions of his job upon sustaining any injury that is  
13           compensable pursuant to the provisions of Chapter 10 of Title 23 of the Louisiana  
14           Revised Statutes of 1950.

15           Section 2. 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.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

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