

SENATE BILL NO. 405

BY SENATOR BUFFINGTON

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AN ACT

To enact R.S. 33:2481.5 and 2541.2, relative to the municipal fire civil service; to authorize the municipal governing authority to create the position of chief of administration of fire department; to provide that the position is appointed on a competitive basis; to provide relative to the appointment, supervision, and discharge of any person in any such position; to provide relative to the qualifications, duties, and responsibilities for such position; to provide relative to reinstatement to previous class of positions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 33:2481.5 and 2541.2 are hereby enacted to read as follows:

§2481.5. Chief of administration of fire department; competitive appointment

A. Notwithstanding any other provision of law to the contrary, the governing authority may create, by ordinance, the position of chief of administration of fire department in accordance with the provisions of this Section. The position shall be filled on a competitive basis from a list of eligibles as provided for under R.S. 33:2491, and the right of selection, appointment, supervision, and discharge for such position shall be vested in the fire chief, subject to approval of the appointing authority. In addition, the governing authority shall establish the duties and responsibilities of the chief of administration of fire department in the ordinance creating the position. Such duties and responsibilities may include direct supervision over all non-fire

1 suppression personnel in the classified and unclassified service.

2 B.(1) The chief of administration of fire department shall have not less
3 than ten years of full-time fire service experience.

4 (2) Any person who holds the position of chief of administration of fire
5 department may, while holding such position, apply for admission to the
6 promotional examination for the class next higher than that from which he held
7 at the time of his appointment. However, the name and score of any chief of
8 administration of fire department shall not be certified to the appointing
9 authority by the civil service board as eligible for appointment to a position of
10 the promotional class, and his name and score shall be eligible for certification,
11 in accordance with the maximum period for which a name may remain on the
12 eligibility list in accordance with the provisions of this Part, only upon demotion
13 to a position of the class from which he was appointed as chief of administration
14 of fire department.

15 (3) Eligibility for admission to the competitive test for chief of
16 administration of fire department shall be limited to members of the same
17 department as the fire chief at the time of appointment.

18 C.(1) Any person who is appointed from a position in the classified fire
19 service to serve as chief of administration of fire department shall not forfeit his
20 seniority accumulated to the date of his appointment, and he shall continue to
21 accumulate seniority in accordance with the provisions of this Part during the
22 time he holds the position of chief of administration of fire department.

23 (2) If a chief of administration of fire department is subjected to
24 corrective or disciplinary action, he shall have the same rights as any other
25 employee in the municipal fire and police civil service.

26 * * *

27 §2541.2. Chief of administration of fire department; competitive appointment

28 A. Notwithstanding any other provision of law to the contrary, the
29 governing authority may create, by ordinance, the position of chief of
30 administration of fire department in accordance with the provisions of this

1 Section. The position shall be filled on a competitive basis from a list of eligibles
2 as provided for under R.S. 33:2551, and the right of selection, appointment,
3 supervision, and discharge for such position shall be vested in the fire chief,
4 subject to approval of the appointing authority. In addition, the governing
5 authority shall establish the duties and responsibilities of the chief of
6 administration of fire department in the ordinance creating the position. Such
7 duties and responsibilities may include direct supervision over all non-fire
8 suppression personnel in the classified and unclassified service.

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28 accumulate seniority in accordance with the provisions of this Part during the
29 time he holds the position of chief of administration of fire department.

30 (2) If a chief of administration of fire department is subjected to

1 corrective or disciplinary action, he shall have the same rights as any other
2 employee in the municipal fire and police civil service.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____