

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.

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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.

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

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

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

25          C.(1) Any person who is appointed from a position in the classified fire  
26          service to serve as chief of administration of fire department shall not forfeit his  
27          seniority accumulated to the date of his appointment, and he shall continue to  
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.

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PRESIDENT OF THE SENATE

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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GOVERNOR OF THE STATE OF LOUISIANA

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