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AN ACT

To amend and reenact Section 7(B) of Act No. 333 of the 1972 Regular Session of the Louisiana Legislature as amended by Act No. 56 of the 1987 Regular Session of the Louisiana Legislature and Act No. 17 of the 1998 First Extraordinary Session of the Louisiana Legislature and to enact R.S. 33:423.23, relative to the city of Kaplan; to provide for the authority of the chief of police regarding police personnel; to provide that the position of assistant to the chief of police shall be in the unclassified service; to provide for the authority of the assistant to the chief of police; and to provide for related matters.

Notice of intention to introduce this Act has been published.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 33:423.23 is hereby enacted to read as follows:

§423.23. City of Kaplan; authority over personnel by elected chief of police
Notwithstanding the provisions of R.S. 33:423 or any other provision of law to the contrary, in and for the city of Kaplan, the chief of police shall appoint, promote, discipline, and dismiss police personnel subject to the budgetary limitations of the mayor and the board of aldermen pertaining to the number of allotted positions for the police department. This provision shall not, however, prohibit a police department employee from making a direct appeal to the city of Kaplan's civil service board.

Section 2. Section 7(B) of Act No. 333 of the 1972 Regular Session of the Louisiana Legislature as amended by Act No. 56 of the 1987 Regular Session of the Louisiana Legislature and Act No. 17 of the 1998 First Extraordinary Session of the Louisiana Legislature is hereby amended and reenacted to read as follows:

1 Section 7. Classified and Unclassified Services

2 * * *

3 B. The unclassified service shall not be subject to the provisions of this Act.

4 It consists of the following positions:

5 (1) The mayor;

6 (2) The members of the board of aldermen;

7 (3) The consulting engineer;

8 (4) The city attorney;

9 (5) The city prosecutor;

10 (6) The city clerk;

11 (7) The street commissioner;

12 (8) The auditor employed to audit books or records of the city;

13 (9) Any any and all elected officials;

14 (10) All members of advisory boards and committees appointed by the mayor
15 and board of aldermen;

16 (11) All joint employees of the city and of the state, parish, or federal
17 government, or any of their departments whose duties or compensation are partly or
18 wholly subject to the supervision or control of other governmental agencies, ~~and,~~

19 (12) All ~~an~~ part-time labor which the appointing authority requests to be
20 unclassified and which is approved by the Civil Service Board.

21 (13) Eight ~~The unclassified service shall also include eight~~ part-time
22 employees of the police department, including not more than six police officers and
23 not more than two police dispatchers, who shall be paid an hourly wage and who
24 shall not be paid for more than twenty-four hours of work per pay period.

25 (14) The assistant chief of police. The right of selection, appointment,
26 supervision, discipline, and discharge for this position shall be vested in the
27 chief of police of the city and, in the absence of the chief of police, the assistant
28 chief shall have the authority to act as chief in the administration of the police
29 department. Any person who is appointed from a position in the classified
30 police service to serve as assistant chief of police shall not forfeit his seniority

