

Regular Session, 2010

HOUSE RESOLUTION NO. 202

BY REPRESENTATIVE BILLIOT

A RESOLUTION

To urge and request the Professional Firefighters Association of Louisiana to study the issues related to making municipal fire civil service laws applicable to not-for-profit organizations that enter into cooperative endeavors with certain municipalities, parishes, and fire protection districts to provide fire protection services.

WHEREAS, Article X, Section 16 of the Constitution of Louisiana establishes a system of classified fire and police civil service in each municipality having a population exceeding thirteen thousand and operating a regularly paid fire and municipal police department and in each parish and fire protection district operating a regularly paid fire department; and

WHEREAS, R.S. 33:2471 et seq. and R.S. 33:2531 et seq. establish classified civil service systems for policemen and firemen employed in municipalities with a population of not less than seven thousand and not more than two hundred fifty thousand persons according to the latest federal decennial census and in all parishes and fire protection districts; and

WHEREAS, R.S. 33:2471 et seq. and R.S. 33:2581 et seq. provide provisions that govern employees in the classified fire and police service, including municipal fire and police civil service boards, classification plans, employment lists, reinstatement and reemployment, admission to tests, certification and appointment, leaves of absences, layoffs, and appeals; and

WHEREAS, many not-for-profit organizations enter into cooperative endeavors with municipalities, parishes, and fire protection districts governed by the provisions of R.S. 33:2471 et seq. and R.S. 33:2581 et seq. to provide fire protection services and employ persons in positions that have as their primary duty and responsibility one of the following:

(1) The chief and assistant chiefs; the intradepartmental division, bureau, squad, platoon, and company officers of the fire department.

- (2) Firefighting.
- (3) Fire prevention; inspection.
- (4) Driving, tillering, and operation of fire apparatus.
- (5) Operations and maintenance of radio, fire alarm, or signal system.
- (6) Fire department instructors in employee training.
- (7) Fire salvage and overhauling services, first aid, advanced life support, and emergency medical services.
- (8) Automotive or fire apparatus repairs, if such service is operated exclusively by and for either or both the fire or police department.
- (9) Secretary to the chief. Departmental records clerk; and

WHEREAS, the employees of not-for-profit organizations that enter into such cooperative endeavors are not covered by the provisions of R.S. 33:2471 et seq. and R.S. 33:2581 et seq; and

WHEREAS, many of the not-for-profit organizations do not provide adequate protections for their employees who constantly work under life threatening conditions; and

WHEREAS, the employees of not-for-profit organizations that enter into cooperative endeavors with municipalities, parishes, and fire protection districts governed by the provisions of R.S. 33:2471 et seq. and R.S. 33:2581 et seq. provide the same service as employees of the classified fire service and deserve to have the same protections; and

WHEREAS, many not-for-profit organizations that enter into such cooperative endeavors have not been open to providing adequate protections for their employees.

THEREFORE, BE IT RESOLVED that the House of Representatives of the Legislature of Louisiana does hereby urge and request the Professional Firefighters Association of Louisiana to study the issues related to making municipal fire civil service laws applicable to not-for-profit organizations that enter into cooperative endeavors with certain municipalities, parishes, and fire protection districts to provide fire protection services.

---

SPEAKER OF THE HOUSE OF REPRESENTATIVES