

Regular Session, 2012

SENATE BILL NO. 433

BY SENATOR GARY SMITH

FLOOD PROTECTION AUTH. Provides for a police superintendent and employment of police personnel by a certain flood protection authority. (8/1/12)

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AN ACT

To amend and reenact R.S. 38:330.7, relative to the Southeast Louisiana Flood Protection Authority-East; to allow the authority to employ a superintendent of police security; to allow the authority to deploy security personnel; to provide for rules, conditions, and requirements; 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. 38:330.7 is hereby amended and reenacted to read as follows:

§330.7. Police officers

A. Each authority shall not directly employ police security personnel.

However, the authority may enter into cooperative endeavor agreements with appropriate local law enforcement agencies or local governmental subdivisions to provide necessary police security services for levees, or the authority may assume the rights and responsibilities of any existing cooperative endeavor agreements for police security services.

**B. Notwithstanding any provision of law in this Section or any other provision of law to the contrary, the Southeast Louisiana Flood Protection**

1        **Authority-East may employ a superintendent of police security to supervise the**  
2        **police security personnel of all levee districts within its territorial jurisdiction.**  
3        **The superintendent shall have authority and the right to exercise the power of**  
4        **a police officer including the power of arrest throughout the territorial**  
5        **jurisdiction of the authority. The authority may assess each levee district for the**  
6        **salary, benefits and expenses of the superintendent on an equitable basis.**

7                **C. Notwithstanding any provision of law in this Section or any other**  
8        **provision of law to the contrary, the Southeast Louisiana Flood Protection**  
9        **Authority-East, in the interest of public safety, may deploy police security**  
10        **personnel of one levee district within its territorial jurisdiction in another levee**  
11        **district within its territorial jurisdiction, if the levee district providing the**  
12        **personnel is fully compensated. Each police officer shall retain his powers when**  
13        **he is deployed outside his district of employment.**

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Thomas L. Tyler.

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#### DIGEST

Present law provides that the Southeast Louisiana Flood Protection Authorities shall not directly employ police security personnel, but allows the authorities to enter into cooperative endeavor agreements with law enforcement agencies or local governmental subdivisions to provide necessary security for levees.

Proposed law allows the Southeast Louisiana Flood Protection Authority-East to employ a superintendent of police security to supervise the security personnel of all levee districts within its territorial jurisdiction and the superintendent shall have the authority and the right to exercise the power of a police office, including arrest. Further provides that the authority may assess each levee district for salary, benefits and expenses.

Proposed law provides that the Southeast Louisiana Flood Protection Authority-East may deploy police security personnel of one levee district within its territorial jurisdiction in another levee district within its territorial jurisdiction if the levee district providing the personnel is fully compensated.

Effective August 1, 2012.

(Amends R.S. 38:330.7)