

2024 Regular Session

SENATE BILL NO. 186

BY SENATOR SEABAUGH

JUDGES. Provides relative to continuous service for the purpose of determination of chief judge. (8/1/24)

AN ACT

To enact R.S. 13:1878(C), relative to the determination of a chief judge for city courts; to provide relative to interruptions of continuous service for the determination of chief judge; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 13:1878(C) is hereby enacted to read as follows:

§1878. Declaration of candidates for office; determination of chief judge

* * *

C.(1) Continuous service is interrupted at the occurrence of any of the following:

(a) The removal, or suspension without pay, of a judge by the Louisiana Supreme Court or resignation of a judge.

(b) The nonreelection of a judge for a subsequent term of office.

(c) The taking of a leave of absence by a judge for thirty days or more within any twelve month period of time without the agreement of the other judges. However, the taking of a leave of absence by a judge for medically necessary reasons shall not interrupt continuous service.

1 (2) If continuous service is interrupted pursuant to Paragraph (1) of this
2 Subsection, it shall commence anew when a judge is reinstated, reelected, or
3 returns to work from a leave of absence of thirty days or more.

4 (3) Continuous service shall not be interrupted, but shall be suspended
5 when a judge takes a leave of absence of less than thirty days or, if agreed to by
6 the other judges, thirty or more days. A judge shall not receive credit towards
7 his amount of continuous service for the number of days on leave of absence.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Hanna Gettys.

DIGEST

SB 186 Reengrossed

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Seabaugh

Proposed law specifies interruptions of continuous service which include the following:

- (1) The removal, or suspension without pay, of a judge by the Louisiana Supreme Court or resignation of a judge.
- (2) The nonreelection of a judge for a subsequent term of office.
- (3) The taking of a leave of absence by a judge for 30 days or more within any 12 month period of time without the agreement of the judges. However, the taking of a leave of absence by a judge for medically necessary reasons shall not interrupt continuous service.

Proposed law provides that if a judge is reinstated, reelected, or returns to work from a leave of absence of 30 days or more, continuous service shall commence anew.

Proposed law provides that a leave of absence by a judge for less than 30 days shall not be an interruption of continuous service, but the number of days on leave of absence shall not be credited towards a judge's amount of years in continuous service.

Effective August 1, 2024.

(Adds R.S. 13:1878(C))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary A to the
original bill

1. Makes technical changes.
2. Removes retroactive application as it relates to interruption of continuous service of a judge.

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill

1. Adds an exception that taking of a leave of absence for medically necessary reasons shall not interrupt continuous service.
2. Makes technical changes.