

LATOYA CANTRELL, MAYOR
CITY OF NEW ORLEANS

OFFICE OF THE MAYOR

EXECUTIVE ORDER
LC 22-01

**SUSPENSION OF THE CITY’S DOMICILE ORDINANCE FOR THE
JUVENILE JUSTICE INTERVENTION CENTER AND THE EQUIPMENT
MAINTENANCE DIVISION DURING THE COVID-19 EMERGENCY**

WHEREAS, Section 4-206(3)(d) of the Home Rule Charter of the City of New Orleans allows the Mayor to declare a state of emergency due to acts of God, riot, war, or a grave emergency which threatens widespread loss of life or grievous injury to health or property; *and*,

WHEREAS, the City of New Orleans has been under a declared local state of emergency since March 11, 2020, when the Mayoral proclamation entitled “Mayoral Proclamation of a State of Emergency Due to COVID-19” was filed in Civil District Court; *and*,

WHEREAS, Chapter 2, Article X of the Code of the City of New Orleans (“Code”) requires that all employees of the City of New Orleans have actual domicile within the City of New Orleans; *and*,

WHEREAS, in the event that a state of emergency is declared pursuant to Section 4-206(3)(d) of the Home Rule Charter, Section 2-978 of the Code allows the Mayor, by executive order, to suspend any or all provisions of Chapter 2, Article X of the Code; *and*,

WHEREAS, due to the COVID-19 pandemic, the City has faced a hiring crisis across city departments, but especially in the Juvenile Justice Intervention Center and the Equipment Maintenance Division; *and*,

WHEREAS, the Juvenile Justice Intervention Center serves as the juvenile detention center for Orleans Parish, providing safe and secure pre-trial detention to youths who are charged with committing a delinquent offense; *and*,

WHEREAS, the purpose of the Juvenile Justice Intervention Center is to provide quality evidence-based juvenile detention practices and programming with a focus on public safety, accountability, and individual treatment needs of the juvenile, and to provide educational, medical, mental health and evidence-based treatment programming that supports every juvenile’s capacity to learn; *and*,

WHEREAS, the mission of the Juvenile Justice Intervention Center is to provide a safe, secure, and humane environment for juveniles and staff; to provide juveniles an opportunity for behavioral change; and to provide quality services and programs for juveniles based on their individual needs; *and*,

WHEREAS, the purpose of the Equipment Maintenance Division is the repair and maintain emergency vehicles for the New Orleans Police Department, the New Orleans Fire Department, and Emergency Medical Services; *and*,

WHEREAS, the functions of each of these departments is critical to the safety and well-being of the City of New Orleans and its residents and each of these departments require properly maintained vehicles to respond to life-threatening events and emergencies; *and*,

WHEREAS, an understaffed Equipment Maintenance Division affects the City's response time to life-threatening events and emergencies.

NOW, THEREFORE, I, LATOYA CANTRELL, by the authority vested in me as Mayor of the City of New Orleans, by the Constitution and laws of the State of Louisiana, and the Home Rule Charter and laws of the City of New Orleans, **HEREBY ORDER AS FOLLOWS**:

1. Suspension of Requirement

The domicile requirement under Chapter 2, Article X is hereby suspended with regard to juvenile detention officers and corrections staff at the Juvenile Justice Intervention Center and mechanics, maintenance specialists, and maintenance technicians of the Equipment Management Division.

2. Effective Date

This Executive Order is effective upon the date of its issuance.

3. Purpose

The purpose of this Executive Order is increase recruitment and hiring of personnel at the Juvenile Justice Intervention Center and in the Equipment Maintenance Division.

4. Definitions

For the purposes of this Order, the following terms have the following meanings:

Actual Domicile. The term "Actual domicile" means a person's principal domestic establishment, the determination of which shall be based upon such actual facts as where a person sleeps, takes his meals, has established his household, and surrounds himself with his family and the comforts of home, as contrasted with a business establishment, a residence that is not a principal home, or a mere declaration of domicile. For the purposes of this definition, a person may have only one actual domicile, and that actual domicile shall be deemed to be the residence which meets the following criteria more than any other residence:

- i. He or she usually sleeps there;
- ii. He or she keeps most clothing, toiletries, household appliances, and similar personal property of daily utility there;

- iii. He or she is registered to vote there;
- iv. He or she or a spouse with whom he or she lives has a telephone there in his or her name which is not usually on call forward to another residence;
- v. He or she directly receives and opens most non-city mail addressed to him or her there;
- vi. He or she is free to enter the premises without notice to or permission from others.

City of New Orleans or City. The term “City of New Orleans” or “City” means the municipal corporation of the City of New Orleans and all of the attached, unattached and departmental boards and commissions, independent agencies, instrumentalities, and public benefit corporations of the city, including the Sewerage and Water Board, the New Orleans Aviation Board, the Public Belt Railroad Commission, the Audubon Park Commission, and any local public agencies that use employees in the city civil service, receive city appropriations or the proceeds of city taxes or city bonds or that are created, funded, or subject to regulation by the city, including the offices of the clerks of the municipal court and the traffic court.

5. Implementation

CAO Policy. The Chief Administrative Office shall adopt an administrative policy to implement the requirements of this Executive Order.

6. Future Requirements

Future Employees. The Chief Administrative Office shall work with the Juvenile Justice Intervention Center and the Equipment Maintenance Division to ensure that the requirements of this Executive Order for City employees are reflected in all future job announcements and written onboarding communications with all future City employees.

7. Duration

This Executive Order shall remain in effect until the occurrence of one or more of the following events:

- i. The amendment, suspension, or termination of this Executive Order by a subsequent order approved in accordance with Section 4-206(3)(c) of the Charter; or
- ii. The termination of the state of emergency declared via the Mayoral proclamation entitled “Mayoral Proclamation of a State of Emergency Due to COVID-19” on March 11, 2020.

WITNESS MY HAND AND SEAL THIS 23RD DAY OF MARCH, 2022, AT NEW ORLEANS, LOUISIANA.



LaToya Cantrell, Mayor
City of New Orleans