



Bill Information and History
06-06-2024 - 15:21:35

Bill Number: LA50RSB 462 **Author:** Hodges, Valarie (F) **Sponsor:** McMakin, Dixon (F)

Provides for gubernatorial appointments.

House	Description of Action	Date	Stat
S	Introduced	4- 2-24	54%
S	Set on the Senate Orders	4- 3-24	87%
S	Referred to Senate Committee on Senate and Governmental Affairs	4- 3-24	65%
S	Meeting set for 9:00 a.m. Rm. F SUMMARY -- Senate and Governmental Affairs	4-24-24	54%
S	Reported favorably from committee as amended Senate and Governmental Affairs	4-24-24	77%
S	Set on the Senate Orders	4-29-24	87%
S	Committee amendment(s) adopted	4-29-24	
S	Passed to third reading	4-29-24	81%
S	Returned to the calendar - subject to call	4-30-24	48%
S	Laid out for consideration in the Senate 5:20pm	5- 7-24	93%
S	5 Floor amendment(s) adopted	5- 7-24	75%
S	Passed (Vote Y: 28/N: 10)	5- 7-24	87%
H	Received in the House	5- 8-24	92%
H	Set on the House Orders	5- 9-24	94%
H	Referred to House Committee on House and Governmental Affairs	5- 9-24	92%
H	Meeting set for 9:30 a.m. Rm. 2 SUMMARY -- House and Governmental Affairs	5-21-24	89%
H	Reported favorably from committee as amended House and Governmental Affairs	5-21-24	93%
H	Sent to the Legislative Bureau	5-21-24	96%
H	Set on the House Orders	5-23-24	94%
H	Committee amendment(s) adopted	5-23-24	
H	Passed to third reading	5-23-24	96%
H	Laid out for consideration in the House 3:48pm	5-28-24	98%
H	Passed (Vote Y: 62/N: 30)	5-28-24	98%
S	Set on the Senate Orders	5-29-24	87%
S	Returned to the calendar - subject to call	5-29-24	48%
S	Laid out for consideration in the Senate 3:13pm	5-30-24	93%
S	Senate concurred in House amendments (Vote Y: 26/N: 10)	5-30-24	100%
G	Enrolled	5-31-24	100%
G	Sent to the Governor	6- 4-24	

- General Notes -

- Senate Floor Amendment #1 by Hodges (PA 3081) WITHDRAWN
- Senate Floor Amendment #2 by Hodges (PA 3077) ADOPTED
- Senate Floor Amendment #3 by Talbot WITHDRAWN
- Senate Floor Amendment #4 by Bouie (PA 3162) ADOPTED
- Senate Floor Amendment #5 by Jenkins (PA 3172) ADOPTED
- Senate Floor Amendment #6 by Fields (PA 3181) ADOPTED
- Senate Floor Amendment #7 by Price (PA 3182) ADOPTED

- End of History -

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1 AN ACT

2 To amend and reenact R.S. 42:4, relative to gubernatorial appointments; to provide for the
3 appointment of the chairman or the presiding member from among the members of
4 certain boards and commissions; to provide for certain terms; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1, R.S. 42:4 is hereby amended and reenacted to read as follows:

8 §4. Public officers appointed by the Governor

9 ~~A. (1) In all other cases~~ **Except as otherwise provided by law**, all public
10 officers who are appointed by the Governor shall serve at the pleasure of the
11 Governor.

12 ~~(2) This Section Paragraph (1) of this Subsection~~ shall not apply to officers
13 appointed by the Governor upon recommendation or from lists submitted by others
14 where the law requires appointments to be so made, nor to those whose terms of
15 office are fixed by the constitution and those who are required by the constitution to
16 be appointed with the advice and consent of the Senate.

17 ~~B. This Section shall not apply to the Louisiana State Board of Public
18 Welfare, the Louisiana Merit System Council, the Board of Review, and the State
19 Advisory Council of the office of employment security of the Louisiana Workforce
20 Commission.~~

21 **B. (1) Notwithstanding any other provision of law to the contrary, the**
22 **governor may appoint the chairman or the presiding member of each board and**
23 **commission so long as both of the following criteria apply:**

24 **(a) The majority of the members of the board or commission are**
25 **members of the board or commission by virtue of gubernatorial appointment.**

26 **(b) The appointment of the chairman or the presiding member is not**
27 **otherwise prohibited by the Constitution of Louisiana.**

1 (2) If the governor appoints the chairman or the presiding member of a
2 board or commission, then the appointment shall be from among the
3 membership of that board or commission.

4 (3) The governor shall submit the name of persons appointed pursuant
5 to this Subsection to the Senate for confirmation.

6 (4) A chairman or presiding member of a board or commission
7 appointed by the governor pursuant to this Subsection and confirmed by the
8 Senate serves in that position at the pleasure of the governor.

9 (5) Until the governor appoints a chairman or presiding member of a
10 board or commission pursuant to this Subsection, a board or commission may
11 select its chairman or presiding member in the manner otherwise provided by
12 law or in its rules, regulations, or bylaws.

13 C. The provisions of Subsection B of this Section shall not apply to any
14 board or commission that as of May 1, 2024, is chaired by a statewide elected
15 official.

16 Section 2. For terms of office beginning January 8, 2024, any election or appointment
17 made pursuant to the provisions of this Act shall occur not later than August 1, 2024.

18 Section 3. This Act shall become effective upon signature by the governor or, if not
19 signed by the governor, upon expiration of the time for bills to become law without signature
20 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
21 vetoed by the governor and subsequently approved by the legislature, this Act shall become
22 effective on the day following such approval.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____



Jeff Landry
Governor

State of Louisiana
OFFICE OF THE GOVERNOR
P.O. BOX 94004
BATON ROUGE
70804-9004

RECEIVED

JUN 05 REC'D

LOUISIANA HOUSING
CORPORATION

June 5, 2024

Marjorianna B. Willman
2415 Quail Drive
Baton Rouge, LA 70808

Dear Ms. Willman:

In accordance with Senate Bill No. 462 of the 2024 Regular Session, I have selected Stephen I. Dwyer to serve as the chairman of the Louisiana Housing Corporation.

For Louisiana,

A handwritten signature in black ink, appearing to read "Jeff Landry", written over a horizontal line.

Jeff Landry
Governor

ARTICLE III

BOARD OF DIRECTORS

Section 1. The number of Directors of the Board shall be thirteen (13). Membership of the Board is pursuant to the provisions of Act 408 of the 2011 Regular Session of the Louisiana Legislature (“Act”).

Section 2. One (1) of the Directors shall be the State Treasurer, or his or her designee. Notwithstanding the provisions of R.S. 49:307.1, the State Treasurer may name any person as his or her Designee to this Board.

Section 3. Eight (8) of the Directors shall be appointed by the Governor in accordance with the provisions of the Act. Two (2) of whom shall be At-Large appointments. Directors so appointed shall, before taking office, take the Oath of Office required of public officials to administer the duties of his or her office faithfully and impartially, and a record of such Oath shall be filed with the Secretary of State.

The eight (8) Directors appointed by the Governor shall be diverse and representative of the State’s population as near as practicable, including with respect to ethnicity, and shall each be submitted to the Senate for confirmation.

Section 4. Two (2) of the Directors shall be appointed by the President of the Senate.

Section 5. Two (2) of the Directors shall be appointed by the Speaker of the House of Representatives.

Section 6. A Director may resign at any time by giving written notice to the Chair of the Board. Any resignation of a Director shall take effect upon receipt by the Chair. Any Director may be removed from office by the appointing authority for incompetence, malfeasance, misconduct or willful neglect of duty after reasonable notice and a public hearing, unless the notice and hearing are expressly waived in writing.

Section 7. In the event of a vacancy in the office of any member of the Board, by death, resignation, removal, or otherwise, a replacement shall be appointed in the same manner as the member in the current vacancy was appointed. Each Director of the Corporation shall hold office until his successor has been appointed and has qualified. If the vacancy is a position appointed by the Governor, the new member shall serve for the remainder of the unexpired term.

Section 8. The Board shall select a Chair and Vice Chair. No officer or employee of the Corporation shall be a member of the Board. The Chair and Vice Chair shall hold his or her position for one year with the exception of the initial year of organization, until a successor has been appointed, or until he or she resigns or is removed from office by the Board.

ADOPTED February 8, 2012; Amended September 12, 2012, Further Amended June 11, 2014, Further Amended July 13, 2016, Further Amended August 11, 2021, Further Amended October 13, 2021.

Section 10. The Chair shall preside at all meetings of the Board. In his absence, the Vice Chair shall preside. If both the Chair and Vice Chair are absent, the membership present shall decide who shall preside at the meeting.

Section 11. At the regular meeting of the Board in July in each calendar year succeeding the initial year of organization, the Board shall elect one of the members as Chair and one of the members as Vice Chair. If no successor is elected, the Chair and/or the Vice Chair shall continue to serve until such time as a successor is elected.

ARTICLE IV

OFFICERS

Section 1. The Board shall appoint the Executive Director subject to confirmation by the Senate. Any person appointed shall meet the requirements for being a member of the Board of Directors except for the requirements of R.S. 40:600.89(A)(2)(a). The Executive Director shall not be a member of the Board. Any person whose appointment to Executive Director was not confirmed shall not be reappointed for confirmation for a period of two (2) years. The Executive Director shall serve at the pleasure of the Board.

Section 2. The Executive Director shall administer, manage, and direct the affairs and business of the Corporation, subject to the policies and direction of the Board. The Executive Director shall do all things necessary for the proper implementation of the policies and programs of the Corporation. He shall report to and counsel the Board on questions of procedure, policy, or practice. He shall make periodic reports to the Board concerning the status of the programs administered by the Corporation. He shall have the power to represent the Corporation before any legislative body in the provision of testimony and information. He shall perform such other duties as specified by the Act or as may be determined from time to time by the Board.

ARTICLE V

MEETINGS

Section 1. The regular meetings of the Board shall be held on the second Wednesday of each month unless otherwise ordered by the Board, at the principal office of the Corporation.

Section 2. The regular meeting on the second Wednesday in July shall be known as the Annual Meeting and shall be for the purpose of electing the Chair and Vice Chair of the Corporation and for any other business that may arise.

Section 3. Special meetings of the Board may be called by the Chair, and shall be called upon the written request of at least three (3) members of the Board. The Chair shall schedule the Special meeting no later than ten days after the receipt of the written request.

ADOPTED February 8, 2012; Amended September 12, 2012, Further Amended June 11, 2014, Further Amended July 13, 2016, Further Amended August 11, 2021, Further Amended October 13, 2021.

ARTICLE VII

PARLIAMENTARY AUTHORITY

The rules contained in the most current edition of *Robert's Rules of Order Newly Revised* ("RRONR") shall govern the Board in all cases to which they are applicable and in which they are not inconsistent with these bylaws and any special rules of order the Board may adopt.

ARTICLE VIII

AMENDMENT OF BYLAWS

These bylaws may be amended at any regular meeting of the Board by a two-thirds vote, provided that the amendment has been submitted in writing to the Board at the previous regular meeting or in the call of the meeting.

ADOPTED February 8, 2012; Amended September 12, 2012, Further Amended June 11, 2014, Further Amended July 13, 2016, Further Amended August 11, 2021, Further Amended October 13, 2021.