
HOUSE COMMITTEE AMENDMENTS

2019 Regular Session

Amendments proposed by House Committee on Natural Resources and Environment to Original House Bill No. 501 by Representative Bishop

1 AMENDMENT NO. 1

2 On page 1, line 2, after "2506(A)" delete the remainder of the line and insert a comma ","
3 and "(B)(4), and (C)(15),"

4 AMENDMENT NO. 2

5 On page 1, line 3, after "paragraph)," delete the remainder of the line and insert "and R.S.
6 36:802(introductory paragraph), to enact R.S. 36:651(CC),"

7
8 AMENDMENT NO. 3

9 On page 1, line 4, delete "and R.S. 56:10(B)(15)"

10 AMENDMENT NO. 4

11 On page 1, line 10, after "2506(A)" delete the remainder of the line and insert a comma ","
12 and "(B)(4), and (C)(15), and"

13 AMENDMENT NO. 5

14 On page 1, line 11, after "reenacted" delete the remainder of the line and at the beginning
15 of line 12, delete "hereby enacted"

16 AMENDMENT NO. 6

17 On page 2, line 10, change "Part" to "Chapter and Chapter 21 of this Subtitle"

18 AMENDMENT NO. 7

19 On page 2, line 13, after "the" and before "Department" insert "state"

20 AMENDMENT NO. 8

21 On page 2, line 22, after "the" and before "Department" insert "state"

22 AMENDMENT NO. 9

23 On page 2, line 26, change "secretary" to "state superintendent of education"

24 AMENDMENT NO. 10

25 On page 3, between lines 5 and 6, insert the following:

26 "C. The section shall implement the provisions of this Part relative to litter
27 control awareness, including the following:

28 * * *

29 (15) Provide an annual report to the House Committee on Natural Resources
30 and Environment, the House Committee on Education, the Senate Committee on
31 Education, and the Senate Committee on Natural Resources giving details regarding
32 the success of the section's efforts to comply with the above duties or any other
33 duties required of it by law.

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AMENDMENT NO. 11

On page 3, delete lines 12 through 29 in their entirety and on page 4, delete lines 1 through 10 in their entirety

AMENDMENT NO. 12

On page 4, line 11, delete "is" and insert "and 802(introductory paragraph) are"

AMENDMENT NO. 13

On page 4, between lines 18 and 19, insert the following:

"* * *

§802. Transfer; retention of policymaking and rulemaking functions
The agencies transferred by the provisions of R.S. 36:209(Q) and (Y), 259(B)(19), 309(B), 409(C), 459(B), 610(B), 629(I), ~~651(CC)~~, and 769(C) shall continue to be composed and selected as provided by law, and each shall continue to exercise all of the powers, duties, functions, and responsibilities provided or authorized for each by the constitution or laws which are in the nature of policymaking, rulemaking, licensing, regulation, enforcement, or adjudication and also shall continue to exercise all advisory powers, duties, functions, and responsibilities provided by law. Such powers, duties, functions, and responsibilities shall be exercised independently of the secretary and any assistant secretary, except that:

* * *

AMENDMENT NO. 14

On page 4, line 19, delete "and R.S. 56:10(B)(15) are" and insert "is"

AMENDMENT NO. 15

On page 4, after line 20, insert the following:

"Section 4. This Act is in no way and is to no extent intended to, nor shall it be construed in any manner which will impair the contractual or other obligations of any agency, office, or department, or of the state of Louisiana, the provisions for which are enacted, amended, or repealed by this Act. It is hereby specifically provided that all obligations of any such agency, office, or department hereafter shall be deemed to be obligations of the state Department of Education to the same extent as if originally made by it. In like manner and in order to prevent any violation of the provisions, terms, or conditions of any gift, donation, deed, will, trust, or other instrument or disposition by which property of any kind has been vested in any such agency, office, or department, or division from the purposes for which such property was thus vested in any agency, office, or department, it is hereby specifically provided that such instrument or disposition hereafter shall be deemed to have been vested in the state Department of Education and the state superintendent of education shall be the successor in every way to each such agency, including all of the obligations and debts of each such agency.

Section 5. All rules and regulations adopted or permits, licenses, registrations, variances, or orders issued by the Louisiana Environmental Education Commission prior to the effective date of this Act, shall continue in full force and effect as rules and regulations of the agency within the state Department of Education until and after the effective date of this Act, unless otherwise revoked, repealed, amended, modified, or terminated in accordance with the law.

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 Section 6. Any legal proceeding, as defined in R.S. 36:924, to which any
2 agency or office, the statutory provisions for which are amended or repealed by the
3 provisions of this Act, is a party and which is filed, initiated, or otherwise pending
4 before any court on the effective date of this Act and all documents involved in or
5 affected by said legal proceeding, shall retain their effectiveness and shall be
6 continued in the name of the former agency. All further legal proceedings and
7 documents in the continuance, disposition, and enforcement of said legal proceedings
8 shall be in the name of the original party agency, and the state Department of
9 Education shall be substituted for the original party agency without the necessity for
10 amendment or any document to substitute the name of the department or the name
11 or title of any subdivision or section of the department. For purposes of this Section,
12 "document" shall be defined as provided in R.S. 36:924.

13 Section 7. All employees heretofore engaged in the performance of functions
14 of the Louisiana Environmental Education Commission, to the extent the state
15 superintendent of education deems necessary to carry out the functions formerly
16 performed, shall insofar as practicable and necessary continue to perform the duties
17 heretofore performed, subject to applicable state civil service laws, rules, and
18 regulations."