

ACT No. 106

2016 Regular Session

HOUSE BILL NO. 270

BY REPRESENTATIVE POPE

1 AN ACT

2 To amend and reenact R.S. 17:1(D) and to repeal R.S. 17:2, relative to the Board of
3 Elementary and Secondary Education; to provide relative to vacancies in elective
4 positions on the board; to provide relative to special elections to fill vacancies in
5 elective positions on the board; to remove certain redundant provisions of law
6 relative to the board; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 17:1(D) is hereby amended and reenacted to read as follows:

9 §1. State Board of Elementary and Secondary Education; creation; membership;
10 terms of office; vacancies

11 * * *

12 D.(1) Within twenty-four hours after being informed of a vacancy in an
13 appointed position on the board, the president of the board or the officer exercising
14 his duties shall notify the governor by certified mail of the vacancy and the effective
15 date thereof. ~~A vacancy in the office of an elected member, if the unexpired portion~~
16 ~~of the term is more than one year, shall be filled for the remainder of the term by~~
17 ~~special election to be called by the governor and to be held to coincide with the next~~
18 ~~scheduled districtwide election to be held more than ninety days and less than one~~
19 ~~year after the effective date of the vacancy. If no such election is scheduled to be~~
20 ~~held, the special election shall be held more than ninety days and less than one~~
21 ~~hundred twenty days after the effective date of the vacancy on call of the governor.~~
22 Any ~~other~~ vacancy in an appointed position on the board shall be filled for the
23 unexpired portion of the term by appointment by the governor within thirty days
24 after the effective date of the vacancy.

1 (2)(a) If a vacancy occurs in the office of an elected member of the board,
2 the governor shall be notified of the vacancy in accordance with the applicable
3 provisions of the Louisiana Election Code.

4 (b) If a vacancy occurs in the office of an elected member of the board and
5 the remaining portion of the term is more than one year, the special election to fill
6 the vacancy shall be ordered and held in accordance with the applicable provisions
7 of the Louisiana Election Code.

8 Section 2. R.S. 17:2 is hereby repealed in its entirety.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____