SLS 18RS-529

ENGROSSED

2018 Regular Session

SENATE BILL NO. 229

BY SENATOR MORRELL

PORTS/HARBORS/TERMINALS. Provides relative to the Board of Commissioners of the Port of New Orleans. (8/1/18)

1	AN ACT
2	To amend and reenact R.S. $34:1(A)(3)$ and 2, relative to the Board of Commissioners of the
3	Port of New Orleans; to remove exception for individuals employed in the maritime
4	industry from the Code of Governmental Ethics for public servants; to require Senate
5	confirmation of board members appointed by the governor; and to provide for related
6	matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. R.S. 34:1(A)(3) and 2 are hereby amended and reenacted to read as
9	follows:
10	§1. Continuation; qualifications; appointments; terms; vacancies
11	A. Membership; qualifications; vacancies.
12	* * *
13	(3) All members shall be experienced in the commerce or industry, or both,
14	of the port area, and shall otherwise possess the qualifications prescribed by law.
15	Notwithstanding any prohibition contained in Part II of Chapter 15 of Title 42 of the
16	Louisiana Revised Statutes of 1950, individuals employed in the maritime industry
17	may serve as members hereunder. The present members, seven in number, shall

Page 1 of 2

Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

1	continue to serve on the board for the duration of their respective terms.
2	* * *
3	§2. Confirmation not required; removal; procedure
4	All appointments of members of the board shall be made by the governor as
5	provided in this Subpart and without the need for with confirmation by the Senate.
6	No member thus appointed shall be removed except for cause on charges preferred
7	against him in writing by the attorney general and after public hearing and proof of
8	the sufficiency of the changes to justify his removal, before a commission of three
9	disinterested citizens residing within the jurisdictional area of this port, one to be
10	appointed by the governor, one to be appointed by the president of Tulane University
11	of Louisiana, and one to be appointed by the president of Loyola University in New
12	Orleans; however, any member so removed shall have the right to test in the courts
13	the sufficiency of the charges and the evidence in support of the charges.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Sharon F. Lyles.

DIGEST

SB 229 Engrossed

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Morrell

Present law allows individuals employed in the maritime industry to serve as board members notwithstanding any prohibition contained in the Code of Governmental Ethics for public servants, Part II of Chapter 15 of Title 42 of the Louisiana Revised Statutes of 1950. (R.S. 42:1111 et seq.)

Proposed law removes the exception.

Present law provides for the governor to appoint board members from nominating lists and without Senate confirmation.

Proposed law changes present law to require Senate confirmation of board members appointed by the governor.

Effective August 1, 2018.

(Amends R.S. 34:1(A)(3) and 2)