HLS 21RS-377 REENGROSSED

2021 Regular Session

HOUSE BILL NO. 625

1

BY REPRESENTATIVE DESHOTEL

PORTS/HARBORS/TERMINALS: Changes the composition of the Avoyelles Parish Port Commission

AN ACT

2 To amend and reenact R.S. 34:1801(A)(1), (2), and (3), relative to the composition of the 3 Avoyelles Parish Port Commission; to provide for the selection process and term of 4 commissioners; to provide an effective date; and to provide for related matters. 5 Notice of intention to introduce this Act has been published 6 as provided by Article III, Section 13 of the Constitution of 7 Louisiana. 8 Be it enacted by the Legislature of Louisiana: 9 Section 1. R.S. 34:1801(A)(1), (2), and (3) are hereby amended and reenacted to 10 read as follows: 11 §1801. Creation of Avoyelles Parish Port Commission 12 A.(1) There is hereby created a commission to be known as the Avoyelles 13 Parish Port Commission, which shall be composed of nine five members, at least 14 three one of whom shall be minorities a minority, with one member domiciled in 15 each police jury district who shall serve without compensation and who shall be 16 appointed, subject to Senate confirmation, as follows: 17 (2)(a) Each member The members of the police jury of Avoyelles Parish 18 shall submit a list of three nominees from his respective district to select two 19 commissioners, the Town of Simmesport shall select one commissioner, the representative representing House District Twenty-Eight shall select one 20

Page 1 of 4

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1

2	and the senator representing Senate District Thirty-Two shall, collectively, select one
3	commissioner. Each nominee commissioner shall be domiciled in the police jury
4	district that the police jury member represents Avoyelles Parish.
5	(b) A majority of the legislators consisting of the representative representing
6	House District Twenty-Eight, the senator representing Senate District Twenty-Eight,
7	and the senator representing Senate District Thirty-Two shall appoint one nominee
8	from each list of nominees submitted to serve as commissioners.
9	(3)(a) The initial commissioners appointed following the effective date of
10	this Paragraph shall serve until January 12, 2020. Thereafter, any commissioner
11	appointed shall serve a term of four years Upon the effective date of this Paragraph,
12	the existing commissioners shall remain until their termed year. Commissioners
13	appointed thereafter shall serve four-year terms subsequent to staggered terms as
14	staggered terms as provided in Subparagraph (b) of this Paragraph. The term shall
15	end on January 31st of the termed year. The selection process shall commence
16	February 1st and be completed within thirty days.
17	(b)(i) Two members shall serve a term of two years; two members shall
18	serve a term of three years; and one member shall serve a term of four years.
19	(ii) The terms of the respective members shall be determined from a
20	selection by lot at the first meeting of the board.
21	(iii) For purposes of this Subparagraph, "selection by lot" shall mean a
22	random selection from the pool of chosen commissioners.
23	* * *
24	Section 2. This Act shall become effective upon signature by the governor or, if not
25	signed by the governor, upon expiration of the time for bills to become law without signature
26	by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If
27	vetoed by the governor and subsequently approved by the legislature, this Act shall become
28	effective on the day following such approval.

commissioner, and the senator senators representing Senate District Twenty-Eight,

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 625 Reengrossed

2021 Regular Session

Deshotel

Abstract: Modifies the composition of the commissioners, the selection process, and the terms of Avoyelles Parish Port Commissioners.

<u>Present law</u> establishes a commission, known as the Avoyelles Parish Port Commission, to be composed of nine members. Requires three members be minorities, one member be domiciled in each police jury district to serve without compensation, and requires the appointment be by Senate confirmation.

<u>Proposed law</u> changes the number of commissioners <u>from</u> nine <u>to</u> five and changes the number of required minority members <u>from</u> three <u>to</u> one. <u>Proposed law</u> modifies <u>present law</u> to no longer require one member be domiciled in each police jury district nor appointments be subject to Senate confirmation.

<u>Present law</u> requires each member of the police jury of Avoyelles Parish to submit a list of three nominees from his respective district to the legislators representing House District 28, Senate District 28, and Senate District 32, and requires a majority of the legislators to appoint one nominee from each list of nominees to serve as commissioners.

<u>Proposed law modifies present law</u> by requiring the police jury to select two commissioners, the Town of Simmesport to select one commissioner, the representative of House District 28 to select one commissioner, and the senators representing Senate District 28 and Senate District 32 to collectively select one commissioner.

Present law requires any commissioners appointed to serve a term of four years.

<u>Proposed law</u> requires the existing commissioners remain until their termed year. Modifies <u>present law</u> to require that commissioners serve a four-year term after commissioners serve staggered terms as follows:

- (1) Two members will serve a term of two years.
- (2) Two members will serve a term of three years.
- (3) One members will serve a term of four years.

<u>Proposed law</u> requires the terms of the respective members be determined by a random selection at the first meeting of the board. <u>Proposed law</u> requires the term end on Jan. 31st of the termed year, the selection process to commence on Feb. 1st, and the selection process to be completed within 30 days.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 34:1801(A)(1), (2), and (3))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Make technical changes.

Page 3 of 4

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

- 2. Require existing commissioners remain until their termed year.
- 3. Specify that commissioners will serve staggered terms followed by four-year terms.
- 4. Remove a provision that required initial appointed commissioners serve until Jan. 12, 2020.