

2024 Regular Session

SENATE BILL NO. 462

BY SENATOR HODGES

APPOINTED OFFICIALS. Provides for gubernatorial appointments. (gov sig)

1 AN ACT

2 To enact R.S. 42:4(C), relative to gubernatorial appointments; to provide for appointments
3 of certain members to certain boards and commissions; to provide for appointee
4 qualifications and terms; to provide for notice requirements; to provide for Senate
5 confirmation of appointees; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 42:4(C) is hereby enacted to read as follows:

8 §4. Public officers appointed by the Governor

9 * * *

10 **C. (1) Notwithstanding any provision of law to the contrary, the governor**
11 **may elect to appoint the chairman, or any other officer, of each board and**
12 **commission whose appointment is not otherwise provided for in the**
13 **Constitution of Louisiana.**

14 **(2)(a) Within one hundred eighty days of taking office, the governor shall**
15 **notify each board and commission for which he has elected to appoint the**
16 **chairman or any other officer that he has elected to do so.**

17 **(b) If the governor fails to notify any board or commission within one**

1 hundred eighty days of taking office that he has elected to appoint the
 2 chairman, or any other officer, then the election of the chairman or officer shall
 3 occur as provided by law, rule, or regulation promulgated by the board or
 4 commission.

5 (3) An appointment made by the governor pursuant to this Subsection
 6 shall be made from the membership of the board or commission.

7 (4) The governor shall submit for confirmation by the Senate the name
 8 of any appointee to a board or commission made pursuant to this Subsection.

9 (5) Any board or commission chairman or other officer appointed by the
 10 governor and confirmed by the Senate pursuant to this Subsection shall serve
 11 at the pleasure of the governor in the position for which the appointment is
 12 made under this Subsection.

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

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

The original instrument and the following digest, which constitutes no part
 of the legislative instrument, were prepared by Matt DeVille.

DIGEST

SB 462 Engrossed

2024 Regular Session

Hodges

Proposed law provides that notwithstanding any contrary provision of present law, the governor may elect to appoint the chairman, or any other officer, of each board and commission whose appointment is not otherwise provided for in present constitution.

Proposed law provides that the governor must notify each board and commission for which he has elected to appoint the chairman or any other officer of his intentions within 180 days of taking office and that the governor must make the appointment no later than the first day of the first regular session of the legislature during the first year of his term.

Proposed law provides that if the governor fails to notify any board or commission within 180 days of taking office that he has elected to appoint the chairman or any other officer then the election of the chairman or other officer will take place as provided by present law or rule or regulation promulgated by the board or commission.

Proposed law provides that any appointment made by the governor pursuant to proposed law must be from the membership of the board or commission and is subject to Senate confirmation.

Proposed law provides that any gubernatorial appointment made pursuant to proposed law and confirmed by the Senate will serve at the pleasure of the governor in the position to which appointed.

Proposed law provides that for the gubernatorial term of office beginning January 8, 2024, any election or appointment made pursuant to proposed law must be made no later than August 1, 2024.

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

(Adds R.S. 42:4(C))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Senate and Governmental Affairs to the original bill

1. Require the governor to provide notice of his intent to appoint a chairman or any other officer to the board or commission within 180 days of taking office.
2. Remove a requirement of the governor to make an appointment no later than the first day of the first regular session of the legislature during the first year of his term.
3. Make technical changes.