

Regular Session, 2014

SENATE BILL NO. 566

BY SENATOR CLAITOR

LOCAL AGENCIES. Provides relative to the board of commissioners of the Capital Area Transit System (CATS). (gov sig)

1 AN ACT

2 To amend and reenact R.S. 48:1456(D), relative to Capital Area Transit System; to provide  
3 for certain action relative to the board of commissioners; to provide for an effective  
4 date; and to provide for related matters.

5 Notice of intention to introduce this Act has been published.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 48:1456(D) is hereby amended and reenacted to read as follows:

8 §1456. Board of commissioners

9 \* \* \*

10 D. Notwithstanding the expiration of their terms, members shall serve until  
11 their successors are appointed and qualified, **unless removed for cause, which**  
12 **removal shall take immediate effect. The governing authority of the appointing**  
13 **parish shall appoint a temporary replacement to the board immediately upon**  
14 **removal or within fourteen days. The temporary appointee shall remain on the**  
15 **board until a successor is appointed and qualified. A temporary appointee is**  
16 **not eligible for reappointment for a term.** Members ~~Members~~ **All other appointed**  
17 **members** are eligible for reappointment.

\* \* \*

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2           Section 2. This Act shall become effective upon signature by the governor or, if not  
3 signed by the governor, upon expiration of the time for bills to become law without signature  
4 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
5 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
6 effective on the day following such approval.

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The original instrument was prepared by Michael Bell. The following digest,  
which does not constitute a part of the legislative instrument, was prepared  
by Ann S. Brown.

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#### DIGEST

Claitor (SB 566)

Present law provides for a board member to serve his term until a successor is appointed and qualified.

Present law provides that member may be removed only for cause determined by the governing authority of the appointing parish. Further provides that the board shall declare a member's office vacant upon the member's conviction of a felony and a plea for nolo contendere to a felony offense. Finally, provides that a member shall be deemed to have abandoned his office upon failure to attend two of any three consecutive regularly scheduled meetings without an excuse approved by a resolution of the board at the next regular meeting, and that a vacancy shall be deemed to exist in that member's office beginning at such time.

Proposed law provides for the removal of a board member immediately if removed for cause, at which time the governing authority of the appointing parish is to appoint a temporary replacement to the board immediately or within 14 days.

Proposed law provides that the temporary appointee is to remain on the board until a successor is appointed and qualified and is not eligible for reappointment for a term.

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

(Amends R.S. 48:1456(D))

#### Summary of Amendments Adopted by Senate

##### Senate Floor Amendments to engrossed bill

1.       Makes technical changes.