SENATE BILL NO. 261

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BY SENATORS JOHNS, MORRISH AND JOHN SMITH AND REPRESENTATIVES DANAHAY, FRANKLIN, GEYMANN, GUINN, KLECKLEY AND HILL

AN ACT

2	To amond and manual D.C. 24:202(A) relative to the Lake Charles Horken and Torreignal
2	To amend and reenact R.S. 34:202(A), relative to the Lake Charles Harbor and Terminal
3	District; to provide relative to the board of commissioners; and to provide for related
4	matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 34:202(A) is hereby amended and reenacted to read as follows:
7	§202. Lake Charles Harbor and Terminal District; ratification; board of
8	commissioners; members; officers; agents; and employees
9	A.(1) The governing authority of the district shall be a board of
10	commissioners which shall be known as the Board of Commissioners of the Lake
11	Charles Harbor and Terminal District. The board shall consist of seven members
12	who shall be citizens of the United States and qualified voters, and inhabitants of this
13	district during their terms of office.
14	(2)(a) The governor shall appoint seven commissioners, subject to Senate
15	confirmation. Except for initial appointments and terms, which are provided for in
16	Subparagraph (b) of this Paragraph, Effective August 1, 2015, commissioners shall
17	serve four-year terms staggered terms of four years, which begin on August first
18	of the appointment year and expire on July thirty-first in the fourth year
19	following the appointment year, and shall be appointed from nominations as
20	follows:
21	(i)(a) One of the successors to the two members serving initial terms as
22	provided in Item (b)(i) of this Paragraph shall be appointed from a list of three
23	nominees submitted by the governing authority of Lake Charles and the other from

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1	a list of three nominees submitted by the governing authority of Calcasieu Parish
2	member, designated as Position A, shall be appointed from a list of three
3	nominees submitted by the governing authority of the city of Westlake.
4	(ii)(b) One of the successors to the two members serving initial terms as
5	provided in Item (b)(ii) of this Paragraph member, designated as Position B, shall
6	be appointed from a list of three nominees submitted by the governing authority of
7	Westlake and the other from a list of three nominees submitted by the governing
8	authority of Cameron Parish.
9	(iii)(c) Successors to the three members serving initial terms as provided in
10	Item (b)(iii) of this Paragraph shall be appointed from a list of nominees submitted
11	jointly by the state legislators who represent any part of the district One member,
12	designated as Position C, shall be appointed from a list of three nominees
13	submitted by the governing authority of the city of Lake Charles.
14	(d) One member, designated as Position D, shall be appointed from a list
15	of three nominees submitted by the governing authority of Calcasieu Parish.
16	(e) Three members, designated as positions E, F, and G, shall be
17	appointed from a list of nominees submitted jointly by the state legislators who
10	4 641 114 4
18	represent any part of the district.
19	(b) All seven initial appointments after May 29, 2003 shall be made from a
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19 20 21	(b) All seven initial appointments after May 29, 2003 shall be made from a list of nominees submitted jointly by the state legislators who represent any part of the district. A vacancy in an initial term prior to the expiration of the term shall be
19 20 21 22	(b) All seven initial appointments after May 29, 2003 shall be made from a list of nominees submitted jointly by the state legislators who represent any part of the district. A vacancy in an initial term prior to the expiration of the term shall be filled in the same manner as these initial appointments. Initial terms, as determined
19 20 21 22 23	(b) All seven initial appointments after May 29, 2003 shall be made from a list of nominees submitted jointly by the state legislators who represent any part of the district. A vacancy in an initial term prior to the expiration of the term shall be filled in the same manner as these initial appointments. Initial terms, as determined by lot at the first meeting, shall be as follows:
19 20 21 22 23 24	(b) All seven initial appointments after May 29, 2003 shall be made from a list of nominees submitted jointly by the state legislators who represent any part of the district. A vacancy in an initial term prior to the expiration of the term shall be filled in the same manner as these initial appointments. Initial terms, as determined by lot at the first meeting, shall be as follows: (i) Two members shall serve two years.
19 20 21 22 23 24 25	(b) All seven initial appointments after May 29, 2003 shall be made from a list of nominees submitted jointly by the state legislators who represent any part of the district. A vacancy in an initial term prior to the expiration of the term shall be filled in the same manner as these initial appointments. Initial terms, as determined by lot at the first meeting, shall be as follows: (i) Two members shall serve two years. (ii) Two members shall serve three years.
19 20 21 22 23 24 25 26	(b) All seven initial appointments after May 29, 2003 shall be made from a list of nominees submitted jointly by the state legislators who represent any part of the district. A vacancy in an initial term prior to the expiration of the term shall be filled in the same manner as these initial appointments. Initial terms, as determined by lot at the first meeting, shall be as follows: (i) Two members shall serve two years. (ii) Two members shall serve three years. (iii) Three members shall serve four years.
19 20 21 22 23 24 25 26 27	(b) All seven initial appointments after May 29, 2003 shall be made from a list of nominees submitted jointly by the state legislators who represent any part of the district. A vacancy in an initial term prior to the expiration of the term shall be filled in the same manner as these initial appointments. Initial terms, as determined by lot at the first meeting, shall be as follows: (i) Two members shall serve two years. (ii) Two members shall serve three years. (iii) Three members shall serve four years.

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vacating the position was appointed as provided in Paragraph (2) of the
Subsection. Not later than ten calendar days after the occurrence of a vacano
on the board for any cause, the president or other presiding officer of the boar
shall send notice of the vacancy by registered or certified United States mail
the appropriate nominating authority. The nominating authority shall subm
its nominations to the governor no later than sixty calendar days after
occurrence of the vacancy. If a nominating authority fails to subm
nominations to the governor within one hundred twenty calendar days after
occurrence of the vacancy, the governor shall forthwith make an appointmen
to fill the vacancy.
(4) Nominations from the legislative delegation for positions E, F, and
and appointments by the governor from those nominations shall be made so that the
and appointments by the governor from those nominations shall be made so that the composition of the board includes at least two members of a racial minority or or
 (4) Nominations from the legislative delegation for positions E, F, and and appointments by the governor from those nominations shall be made so that the composition of the board includes at least two members of a racial minority or or member of a racial minority and one woman. (5) No member shall serve more than two and one-half terms in three

consecutive terms. After having served <u>at least</u> two <u>and one-half terms in three</u> consecutive terms, a commissioner shall not be eligible for appointment to the board for a period of <u>eight twelve</u> years after completion of <u>the second term</u> <u>that service</u> <u>on the board</u>.

(6) Members shall continue to serve until their successors have been appointed and take office.

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Section 2.(A) Notwithstanding any other provision of the law to the contrary, the term of members holding positions designated by this Act as A and B on the Lake Charles Harbor and Terminal District board of commissioners on the effective date of this Act shall be extended and shall expire on August 1, 2015.

(B) Notwithstanding any other provision of the law to the contrary, the term of members holding positions designated by this Act as E, F, and G on the Lake Charles Harbor and Terminal District board of commissioners on the effective date of this Act shall be extended and shall expire on August 1, 2016.

1 (C) Notwithstanding any other provision of the law to the contrary, the term of
2 members holding positions designated by this Act as C and D on the Lake Charles Harbor
3 and Terminal District board of commissioners on the effective date of this Act shall be
4 extended and shall expire on August 1, 2017.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

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APPROVED: _____