

SENATE COMMITTEE AMENDMENTS

2015 Regular Session

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 43
by Senator Appel

1 AMENDMENT NO. 1

2 On page 1, line 2, change "enact R.S. 17:6.1" to "amend and reenact R.S. 49:969 and 970,
3 and to enact R.S. 17:6.1 and R.S. 49:968.1"

4 AMENDMENT NO. 2

5 On page 1, line 4, between "conduct;" and "and" insert "to provide relative to the approval,
6 amendment, suspension, or rejection of certain proposed or adopted rules by a legislative
7 committee or the governor;"

8 AMENDMENT NO. 3

9 On page 1, between lines 15 and 16, insert the following:

10 "Section 2. R.S. 49:969 and 970 are amended and reenacted and R.S. 49:968.1 is
11 hereby enacted to read as follows:

12 **§968.1. Review of rules relative to state content standards; elementary and**
13 **secondary education**

14 **A. Each rule proposed by the State Board of Elementary and Secondary**
15 **Education to adopt, amend, suspend, or repeal state content standards for use**
16 **in public elementary and secondary schools shall be submitted to the Senate**
17 **Committee on Education and the House Committee on Education for review,**
18 **in accordance with the provisions of this Chapter.**

19 **B. State content standards proposed to be adopted by rule pursuant to**
20 **this Section shall not be subject to severability in consideration by a legislative**
21 **committee or the governor in oversight determinations. The state content**
22 **standards set forth in a proposed rule shall be considered in globo in any**
23 **determination of acceptability or unacceptability for oversight purposes.**

24 §969. Legislative veto, amendment, or suspension of rules, regulations, and fees

25 **A.** In addition to the procedures provided in R.S. 49:968 for review of the
26 exercise of the rulemaking authority delegated by the legislature to state agencies,
27 as defined by this Chapter, the legislature, by Concurrent Resolution, may suspend,
28 amend, or repeal any rule or regulation or body of rules or regulations, or any fee or
29 any increase, decrease, or repeal of any fee, adopted by a state department, agency,
30 board, or commission. The Louisiana Register shall publish a brief summary of any
31 Concurrent Resolution adopted by the legislature pursuant to this Section. Such
32 summary shall be published not later than forty-five days after signing of such
33 Resolution by the presiding officers of the legislature.

34 **B. Notwithstanding the provisions of Subsection A of this Section, a rule**
35 **adopted by the State Board of Elementary and Secondary Education relative to**
36 **state content standards adopted by the board for use in public elementary and**
37 **secondary schools, may not be amended by the legislature and may only be**
38 **suspended or repealed in its entirety.**

39 §970. Gubernatorial suspension or veto of rules and regulations

40 **A.** The governor, by executive order, may suspend or veto any rule or
41 regulation or body of rules or regulations adopted by a state department, agency,
42 board or commission, except as provided in R.S. 49:967, within thirty days of their
43 adoption. Upon the execution of such an order, the governor shall transmit copies
44 thereof to the speaker of the House of Representatives and president of the Senate.

1 **B. Notwithstanding the provisions of Subsection A of this Section, the**
2 **governor may only suspend or veto a rule adopted by the State Board of**
3 **Elementary and Secondary Education relative to state content standards**
4 **adopted by the board for use in public elementary and secondary schools in its**
5 **entirety.**"

6 AMENDMENT NO. 4

7 On page 1, delete lines 16 and 17, on page 2, delete lines 1 through 3, and insert the
8 following:

9 "Section 2. This Act shall take effect and become operative if and when the Act
10 which originated as House Bill No. 373 of this 2015 Regular Session of the Legislature is
11 enacted and becomes effective."