2019 Regular Session

SENATE BILL NO. 190

BY SENATOR CHABERT

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

COASTAL PROTECT/RES AUTH. Provides with respect to the membership of the Coastal Protection and Restoration Authority Board. (gov sig)

1   AN ACT

2   To amend and reenact R.S. 49:214.5.1, relative to the Coastal Protection and Restoration

3   Authority Board; to provide for its membership; to provide for qualification of

4   designees; to add a member; and to provide for related matters.

5   Be it enacted by the Legislature of Louisiana:

6   Section 1. R.S. 49:214.5.1 is hereby amended and reenacted to read as follows:

7   §214.5.1. Coastal Protection and Restoration Authority Board

8   A. The Coastal Protection and Restoration Authority Board is hereby created

9   within the office of the governor. The board is hereby established, and shall exercise

10   the powers and duties hereinafter set forth or otherwise provided by law. The

11   provisions of R.S. 44:5(A) shall not be applicable to any activities or records of or

12   pertaining to the authority.

13   B. The Coastal Protection and Restoration Authority Board shall consist of

14   the following members:

15   (1) Executive assistant to the governor for coastal activities.

16   (2) Secretary of the Department of Natural Resources or his designee **who is**

17   **an employee of the department**.

1   (3) Secretary of the Department of Wildlife and Fisheries or his designee **who**

2   **is an employee of the department**.

3   (4) Secretary of the Department of Environmental Quality or his designee

4   **who is an employee of the department**.

5   (5) Secretary of the Department of Transportation and Development or his

6   designee **who is an employee of the department**.

7   (6) Secretary of the Department of Economic Development or his designee

8   **who is an employee of the department**.

9   (7) Commissioner of administration or his designee **who is an employee of**

10   **the division**.

11   (8) Commissioner of agriculture and forestry or his designee **who is an**

12   **employee of the department**.

13   (9) Commissioner of insurance or his designee **who is an employee of the**

14   **department**.

15   (10) Seven members who shall be appointed by the governor, in consultation

16   with the Police Jury Association of Louisiana and the Association of Levee Boards

17   of Louisiana, from nominations submitted by levee districts located in whole or in

18   part in the coastal area, from legislators who represent districts in whole or in part

19   in the coastal area, and from parish governing authorities located in whole or in part

20   in the coastal area. The appointees shall be residents of the coastal area and shall be

21   appointed on a proportional basis in such a manner as to reflect the population and

22   land area of the parishes located in whole or in part in the coastal area. However,

23   there shall be at least two appointees who reside in the area of the coastal area

24   located west of the Atchafalaya River and at least two appointees who reside in the

25   area of the coastal area located east of the Atchafalaya River.

26   (11) The chair of the Governor's Advisory Commission on Coastal

27   Protection, Restoration, and Conservation or his designee **who is a member of the**

28   **commission**.

29   (12) The director of the Governor's Office of Homeland Security and

Coding: Words which are ~~struck through~~ are deletions from existing law;
words in **boldface type and underscored** are additions.

1   Emergency Preparedness or his designee **who is an employee of the office**.

2   (13) The speaker of the House of Representatives, or his designee, who **is a**

3   **member of the House of Representatives and** shall serve as an ex officio member

4   who shall not have the authority to vote and who shall not be counted for purposes

5   of a quorum.

6   (14) The president of the Senate, or his designee, who **is a member of the**

7   **Senate and** who shall serve as an ex officio member who shall not have the authority

8   to vote and who shall not be counted for purposes of a quorum.

9   (15) **The lieutenant governor or his designee who is an employee of the**

10   **office of lieutenant governor.**

11   **C.** Any member of the board who represents a political subdivision shall

12   recuse himself from deliberations and from voting on any matter concerning the

13   taking of action against that political subdivision for lack of compliance with the

14   plan.

15   C. **D.** The executive assistant shall serve as chairman and shall develop

16   procedures for the operation of the board.

17   Section 2. This Act shall become effective upon signature by the governor or, if not

18   signed by the governor, upon expiration of the time for bills to become law without signature

19   by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

20   vetoed by the governor and subsequently approved by the legislature, this Act shall become

21   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 Alan Miller.

DIGEST
SB 190 Reengrossed   2019 Regular Session   Chabert

Present law provides for the Coastal Protection and Restoration Authority Board to be
composed of the leadership of various state agencies, departments, commissions of the
executive, and legislative branches of state government or their designees.

Proposed law retains present law and requires the designees to be employees of the
respective state agency, department, or commission, or be members of the respective
legislative entity.

Proposed law adds the lieutenant governor or his designee to the board, and requires the

Coding: Words which are ~~struck through~~ are deletions from existing law;
words in **boldface type and underscored** are additions.

designee to be an employee of the office of the lieutenant governor.

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

(Amends R.S. 49:214.5.1)

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill

1. Retains ex officio status (no authority to vote and attendance does not count towards a quorum) of both the House of Representative and Senate members.

2. Requires all designees to be employees of the respective state agency, department, or commission, or be members of the respective legislative entity.