

2020 Second Extraordinary Session

SENATE BILL NO. 45

BY SENATOR FIELDS

COLLEGES/UNIVERSITIES. Provides that certain at-large members of postsecondary management boards may be appointed by the governor from graduates who reside out-of-state. (See Act) (Item #42)

1 AN ACT

2 To amend and reenact R.S. 17:1453(A), 1831(B), 1851(B), and 1871(A)(1)(c), relative to
3 the membership of public postsecondary education boards of supervisors boards; to
4 authorize the governor to appoint persons from out-of-state as at-large members of
5 the boards; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 17:1453(A), 1831(B), 1851(B), and 1871(A)(1)(c) is hereby amended
8 and reenacted to read as follows:

9 §1453. Terms and appointment of members of board

10 A. The Board of Supervisors of Louisiana State University and Agricultural
11 and Mechanical College is created as a body corporate in accordance with the
12 provisions of Article VIII, Section 7 of the Constitution of 1974. The board shall be
13 composed of fifteen members appointed by the governor with the consent of the
14 Senate. Two members shall be appointed from each congressional district and the
15 remaining member or members shall be appointed from the state at large. **If there**
16 **is more than one at-large member, at least one shall be a resident of the state,**
17 **and upon written recommendation of the board, the remaining at-large member**

1 or members may reside out-of-state if the appointee graduated from an
 2 institution under the management of the board. Each member shall serve a term
 3 of six years, which shall expire on June 1 of the sixth year of the term to which he
 4 is appointed, or until his successor is appointed and takes office.

5 * * *

6 §1831. Board of Supervisors for the University of Louisiana System; creation;
 7 membership; terms of office; vacancies

8 * * *

9 B. The board shall be composed of fifteen members. Two members from
 10 each congressional district shall be appointed by the governor and one or more
 11 members shall be appointed by the governor from the state at large. If there is more
 12 than one at-large member, at least one shall be a resident of the state, and upon
 13 written recommendation of the board, the remaining at-large member or
 14 members may reside out-of-state if the appointee graduated from an institution
 15 under the management of the board. All such appointments shall be made with the
 16 consent of the Senate.

17 * * *

18 §1851. Board of Supervisors of Southern University and Agricultural and
 19 Mechanical College; creation; membership; terms of office;
 20 vacancies

21 * * *

22 B. The board shall be composed of fifteen members to be appointed by the
 23 governor, two members from each congressional district and the remaining member
 24 or members from the state at large. If there is more than one at-large member, at
 25 least one shall be a resident of the state, and upon written recommendation of
 26 the board, the remaining at-large member or members may reside out-of-state
 27 if the appointee graduated from an institution under the management of the
 28 board. All such appointments shall be made with the consent of the Senate.

29 * * *

1 §1871. Board of Supervisors of Community and Technical Colleges; establishment;
2 members; qualifications and terms; vacancies; duties

3 A.(1) * * *

4 (c) Of the members selected and appointed by the governor, there shall be
5 two members from each congressional district and the remaining member or
6 members from the state at large. **If there is more than one at-large member, at**
7 **least one shall be a resident of the state, and upon written recommendation of**
8 **the board, the remaining at-large member or members may reside out-of-state**
9 **if the appointee graduated from an institution under the management of the**
10 **board.**

11 * * *

12 Section 2. This Act shall be known as the "Lod Cook Act".

13 Section 3. This Act shall take effect and become operative if and when the proposed
14 amendment of Article VIII, Sections 6, 7, and 7.1 of the Constitution of Louisiana contained
15 in the Act which originated as Senate Bill No. 44 of this 2020 Second Extraordinary Session
16 of the Legislature is adopted at the statewide election to be held on December 5, 2020, and
17 becomes effective.

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

DIGEST

SB 45 Engrossed

2020 Second Extraordinary Session

Fields

Present law and present constitution provide for the membership, terms, and appointments of the four public postsecondary education boards of supervisors. Provides for representation from each congressional district and for members from the state at large.

Proposed constitutional amendment (SB 44) authorizes, if there is more than one at-large member, at least one shall be a resident of the state, and upon recommendation of the board, the remaining at-large member or members may reside out-of-state provided the appointee graduated from an institution under the management of the board, as provided by law.

Proposed law conforms the statutory provisions to the constitutional provisions.

Effective if and when the proposed amendment of Article VIII, Sections 6, 7, and 7.1 of the Constitution of Louisiana contained in the Act which originated as SB 44 of the 2020 Second ES is adopted at the statewide election to be held on December 5, 2020, and becomes effective.

(Amends R.S. 17:1453(A), 1831(B), 1851(B), and 1871(A)(1)(c))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Education to the original bill

1. Adds Section to name the bill the "Lod Cook Act".
2. Makes technical changes.