Regular Session, 2011

HOUSE BILL NO. 451

BY REPRESENTATIVE DOVE

DISTRICTS/HOSPITAL SERVC: Provides relative to the terms of the board of commissioners of Hospital Service District No. 1 of Terrebonne Parish

AN ACT

To amend and reenact R.S. 46:1053(M)(2) and (3)(a) and to enact R.S. 46:1053(M)(3)(c), relative to Terrebonne Parish; to provide relative to Hospital Service District No. 1; to provide relative to the governing board of the district; to provide relative to the terms of board members; and to provide for related matters.

Notice of intention to introduce this Act has been published as provided by Article III, Section 13 of the Constitution of Louisiana.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 46:1053(M)(2) and (3)(a) are hereby amended and reenacted and R.S. 46:1053(M)(3)(c) is hereby enacted to read as follows:

§1053. Commission; qualification of members; appointment; vacancies; compensation; removal of commissioners; certain powers

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M.

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(2)(a) Insofar as possible the initial commissioners shall be appointed with staggered terms so that a substantially equal number of commissioners are appointed for one-, two-, and three-year initial terms and if eleven commissioners are appointed, four commissioners shall serve for a term of one year, four



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commissioners shall serve for a term of two years, and three commissioners shall serve for a term of three years~~; however, all commissioners shall serve subject to removal only upon a showing of just cause by the parish governing authority~~.

(b)(i) Notwithstanding any other provision of law to the contrary, the terms of the eleven members of the board of commissioners of Hospital Service District No. 1 of Terrebonne Parish serving on the effective date of this Subparagraph shall be as provided in Item (ii) of this Subparagraph.

(ii)(aa) Of the five commissioners whose terms are set to expire in 2012, the terms of two of such commissioners shall be extended by one year as determined by lot at the first meeting of the board after the effective date of this Subparagraph.

(bb) The terms of the remaining three commissioners whose terms are set to expire in 2012 shall expire in 2012.

(cc) The terms of the three commissioners whose terms are set to expire in 2013 shall be extended by one year.

(dd) The terms of the three commissioners whose terms are set to expire in 2011 shall expire in 2011.

(3)(a) Upon the expiration of the term of a commissioner ~~serving on August 15, 1997~~ as provided in Subparagraph (2)(b) of this Subsection, a successor shall be appointed by the parish governing authority for a term of four years.

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(c) All commissioners shall be subject to removal only upon a showing of just cause by the parish governing authority.

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



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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Dove HB No. 451

**Abstract:** Provides relative to the terms of the board of commissioners of Hospital Service District No. 1 of Terrebonne Parish.

Present law generally authorizes police juries to form and create one or more hospital service districts within their respective parishes. Present law requires that a hospital service district be governed by a board of five commissioners, appointed by the police jury, who are qualified voters and residents of the district. Generally requires members to serve six-year staggered terms. Provides exceptions relative to the number of commissioners and terms.

Proposed law retains present law.

Present law requires that any hospital service district formed or created in Terrebonne Parish be governed by a board composed of not less than five nor more than 11 commissioners. Requires the parish governing authority to establish the exact number of commissioners and appoint them.

Proposed law retains present law.

Present law requires, insofar as possible, the initial commissioners to be appointed with staggered terms so that a substantially equal number of commissioners are appointed for one-, two-, and three-year initial terms. Provides that if 11 commissioners are appointed, four commissioners shall serve for a term of one year, four commissioners shall serve for a term of two years, and three commissioners shall serve for a term of three years.

Proposed law retains present law but provides an exception for the 11 members of the board of commissioners of Hospital Service District No. 1 of Terrebonne Parish. Provides that the terms of the commissioners serving on the effective date of proposed law shall be as follows:

(1) Two of the five commissioners whose terms are set to expire in 2012 shall have their terms extended by one year as determined by lot at the first meeting of the board after the effective date of proposed law. The terms of the three remaining commissioners of the five shall expire in 2012.

(2) The three commissioners whose terms are set to expire in 2013 shall have their terms extended by one year.

(3) The terms of the three commissioners whose terms are set to expire in 2011 shall expire in 2011.

Present law provides that all commissioners shall be subject to removal only upon a showing of just cause by the parish governing authority.

Proposed law retains present law.

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

(Amends R.S. 46:1053(M)(2) and (3)(a); Adds R.S. 46:1053(M)(3)(c))



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