

BY REPRESENTATIVE NANCY LANDRY

20 WHEREAS, the law provides a different requirement for school boards other than  
21 the Orleans Parish School Board; and

1 WHEREAS, such school boards are required to allow a public comment period  
2 preceding each agenda item; and

3 WHEREAS, the law requires a two-thirds vote of a public body for the body to go  
4 into executive session and a unanimous vote for the body to take up a matter not on its  
5 posted agenda; and

6 WHEREAS, the vote on both issues is of the "members present", which does not  
7 appear to allow a member to abstain; and

8 WHEREAS, the Open Meetings Law does not contain an express prohibition against  
9 elected public bodies creating committees and subcommittees made up of nonelected  
10 members or against granting such members voting rights.

11 THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby  
12 urge and request the House Committee on House and Governmental Affairs and the Senate  
13 Committee on Senate and Governmental Affairs to meet and function as a joint committee  
14 to study issues relative to meetings of public bodies, particularly requirements regarding  
15 public comment at meetings, vote requirements for a public body to go into executive  
16 session or take up a matter not on the agenda, and the creation of committees and  
17 subcommittees by public bodies.

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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)]

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Nancy Landry

HCR No. 145

Requests the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to meet and function as a joint committee to study issues relative to meetings of public bodies, particularly requirements regarding public comment at meetings, vote requirements for a public body to go into executive session or take up a matter not on the agenda, and the creation of committees and subcommittees by public bodies.