

2015 Regular Session

HOUSE BILL NO. 463

BY REPRESENTATIVE BERTHELOT

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

MUNICIPALITIES: Provides relative to the first regular meeting of the board of aldermen
in a Lawrason Act municipality

1 AN ACT

2 To amend and reenact R.S. 33:386(A) and (D), relative to Lawrason Act municipalities; to
3 provide relative to the appointment of municipal officials; to provide relative to the
4 first regular meeting of the board of aldermen when such appointments are made; to
5 provide for a clarification as to the meaning of the first meeting of the board of
6 aldermen; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 33:386(A) and (D) are hereby amended and reenacted to read as
9 follows:

10 §386. Appointment of municipal officials; bond required

11 A. At the first regular meeting of the board of aldermen ~~succeeding each~~
12 elected at a regular municipal election, the mayor, subject to confirmation by the
13 board of aldermen, shall appoint a clerk, tax collector, except as provided for in R.S.
14 33:381(D), and all other necessary officers whose election is not provided for in R.S.
15 33:381. In the event of a vacancy, the mayor, subject to confirmation by the board
16 of aldermen, shall appoint a successor to any such office. In making or approving
17 such appointments and in filling vacancies, the mayor and board of aldermen shall
18 give preference to residents of the municipality if all other considerations are equal.

19 * * *

1 D. The term of the clerk, tax collector, nonelected chief of police, street
2 commissioner, municipal attorney, and court magistrate shall end at the time of the
3 first regular meeting of the board of aldermen ~~succeeding each~~ elected at a regular
4 municipal election.

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)]

HB 463 Original

2015 Regular Session

Berthelot

Abstract: Provides for a clarification with respect to the first regular meeting of the board of aldermen at which municipal officials are appointed by the mayor.

Present law, relative to Lawrason Act municipalities, requires the mayor to appoint a clerk, tax collector, and other municipal officials at the first regular meeting of the board of aldermen succeeding each regular municipal election. Provides that terms of the clerk, tax collector, nonelected chief of police, street commissioner, municipal attorney, and court magistrate end at the time of the first regular meeting of the board of aldermen succeeding each regular municipal election.

Proposed law clarifies that the mayor makes the appointments provided for in present law at the first regular meeting of the board of aldermen elected at a regular municipal election. Additionally clarifies that the terms of the municipal officers provided for in present law end at the first regular meeting of the board of aldermen elected at a regular municipal election.

(Amends R.S. 33:386(A) and (D))