

2015 Regular Session

HOUSE RESOLUTION NO. 30

BY REPRESENTATIVE RICHARD

HOUSE/RULES: Provides relative to the Committee on Appropriations

## 1 A RESOLUTION

2 To amend and readopt House Rules 6.2 and 6.4(A), (B), (C), and (D) of the Rules of Order  
3 of the House of Representatives and to adopt House Rule 6.4(G) of the Rules of  
4 Order of the House of Representatives to provide relative to the composition of the  
5 Committee on Appropriations and the selection of its officers.

6 BE IT RESOLVED by the House of Representatives of the Legislature of Louisiana  
7 that House Rules 6.2 and 6.4(A), (B), (C), and (D) of the Rules of Order of the House of  
8 Representatives are hereby amended and readopted and House Rule 6.4(G) of the Rules of  
9 Order of the House of Representatives is hereby adopted to read as follows:

10 Rule 6.2. Chairman and Vice Chairman

11 The Speaker of the House of Representatives shall appoint a chairman and  
12 a vice chairman for each standing committee except the Committee on  
13 Appropriations.

14 \* \* \*

15 Rule 6.4. Committee on Appropriations; subcommittees

16 A. Appropriations. The Committee on Appropriations shall be composed  
17 of ~~twenty-five~~ twenty-one members, of whom ~~eighteen~~ six shall be appointed by the  
18 Speaker and ~~seven~~ fifteen shall be elected, ~~both as provided herein. Of the eighteen~~  
19 ~~appointed members, one member shall be a resident of each of the Public Service~~  
20 ~~Commission districts respectively, one member shall be a resident of each of the~~  
21 ~~congressional districts respectively, and~~ The six appointed members shall be

1 appointed from the state at large on the first day of the organizational session of the  
2 legislature. ~~Of the seven elected members, one member shall be a resident of each~~  
3 ~~of the congressional districts respectively.~~ The fifteen elected members shall be  
4 elected from the respective Public Service Commission districts in the manner  
5 provided in this Rule. Three members shall be elected from each Public Service  
6 Commission district.

7 B. The ~~seven~~ elected members shall be elected in the following manner:

8 (1) The election shall be held after the general election for members of the  
9 House of Representatives from among the members-elect.

10 (2) Each member-elect shall be eligible to be a candidate from the  
11 ~~congressional~~ Public Service Commission district within which the member-elect  
12 resides at the time the election is held.

13 (3) Within five days after the promulgation of the official returns of each  
14 general election for members of the House of Representatives, the Clerk shall  
15 transmit to each member-elect a notice of candidacy form and a letter outlining the  
16 procedure for the election of members of the committee.

17 (4) Each member-elect who wishes to be a candidate for membership on the  
18 committee shall sign and date the notice of candidacy and shall return it to the Clerk  
19 within ten days after the notice of candidacy was transmitted by the Clerk.

20 (5) Within three days after the final day for the receipt of the notice of  
21 candidacy, the Clerk shall transmit to each member-elect the written ballot listing the  
22 candidates from the ~~congressional~~ Public Service Commission district within which  
23 the member-elect resides.

24 (6) The ballots shall be prepared separately by ~~congressional districts~~ Public  
25 Service Commission district and shall list the name and address of each  
26 member-elect who has declared himself to be a candidate from the ~~respective~~  
27 ~~districts~~ district. The ballot shall contain the name of the member-elect to whom it  
28 is to be transmitted.

1 (7) Each member-elect shall mark the ballot with his choice for ~~one~~ three of  
2 the candidates, shall sign and date the ballot, and shall return the ballot to the Clerk  
3 within fifteen days after the ballot was transmitted by the Clerk.

4 (8) No ballot received by the Clerk after five o'clock p.m. on the fifteenth  
5 day after the date on which the ballots were transmitted shall be counted, but the day  
6 and time received shall be marked on each ballot received after such time, and the  
7 ballot shall be marked "Invalid". However, prior to five o'clock p.m. on the fifteenth  
8 day after the date on which the ballots were transmitted, a member-elect may  
9 withdraw his ballot or change his vote upon his written request.

10 (9) Ballots which are not signed or on which the signature is not the normal  
11 customary signature of the member-elect shall be void.

12 (10) ~~Each candidate who receives a majority of the~~ In each Public Service  
13 Commission district, the three candidates who receive the greater number of votes  
14 cast by the members-elect voting in his or her congressional district as compared to  
15 the number of votes cast for each other candidate shall be elected to the committee.

16 (11) ~~If no candidate receives a majority of the votes cast in a congressional~~  
17 ~~district, the Clerk shall conduct a run-off election between the two candidates who~~  
18 ~~receive the highest number of votes. The~~ If two or more candidates receive the same  
19 number of votes and, as a result thereof, more than three candidates would be elected  
20 from a Public Service Commission district, the Clerk shall conduct run-off elections  
21 as necessary until three candidates from the district are elected to the committee. A  
22 run-off election shall be conducted in the same manner as the original election.

23 (12) ~~The candidate receiving the highest number of votes in the run-off~~  
24 ~~election shall be elected to the committee.~~

25 (13) ~~If the run-off election results in a tie vote, the two candidates shall cast~~  
26 ~~lots under the supervision of the Clerk to determine which candidate shall be elected~~  
27 ~~to the committee.~~

28 (14) (12) On or before the twentieth day after the date on which the ballots  
29 were transmitted, the Clerk shall open and tabulate the vote by ~~congressional~~ Public  
30 Service Commission district. Prior to the tabulation, the Clerk shall hold all ballots

1 unopened and shall not disclose the contents to any person until the day when the  
2 ballots are opened and tabulated. No ballot shall be deemed invalid if inadvertently  
3 opened in processing.

4 ~~(15)~~ (13) The tabulation of the results of the election in each ~~congressional~~  
5 Public Service Commission district shall indicate by name the candidate for whom  
6 each member-elect voted and the name of each member-elect who did not vote or  
7 whose ~~ballots were~~ ballot was invalid because not signed by the member-elect in  
8 accord with Subparagraph (9) hereof. The Clerk shall sign each of the tabulation  
9 sheets.

10 ~~(16)~~ (14) The Clerk shall promulgate the returns of the elections within three  
11 days after the date on which the ballots were opened and the votes tabulated.  
12 Promulgation shall be accomplished by transmitting a copy of the tabulation sheets  
13 to each member-elect. The vote in each election as tabulated by the Clerk shall be  
14 recorded in the Journal.

15 ~~(17)~~ (15) The notices of candidacy returned by the members-elect and the  
16 ballots cast by the members-elect shall be public record.

17 C. Vacancies in the membership of the Appropriations Committee shall be  
18 filled in the manner of the original appointment or election as the case may be. In  
19 the case of a vacancy in the position of an elected member, the vacancy election shall  
20 be held from the Public Service Commission district as it existed at the time of the  
21 original election.

22 D. Any elected member of the committee may be removed by a majority of  
23 those members who reside in the ~~congressional~~ Public Service Commission district  
24 from which the member was originally elected.

25 (1) Removal shall be accomplished by delivery to the Speaker of an affidavit  
26 signed by a majority of those members who reside in a ~~congressional~~ Public Service  
27 Commission district expressing their intent to remove an elected member.

1                   (2) Upon receipt of the affidavit, the Speaker shall declare a vacancy in the  
2                   membership of the committee and direct the Clerk to conduct an election to fill the  
3                   vacant position.

4   \*           \*           \*

5                   G, The elected member of the Committee on Appropriations with the most  
6                   years of service as a member of the House, and if necessary to distinguish members  
7                   with the same service in the House, on the Committee on Appropriations, shall call  
8                   a meeting of the Committee on Appropriations to be held during the organizational  
9                   session of the legislature. At this meeting, the members of the committee shall elect  
10                  a chairman and a vice chairman from among the members of the committee. The  
11                  member with the most years of service as a member of the House, and if applicable,  
12                  on the Committee on Appropriations, shall preside over the meeting until a chairman  
13                  is elected, unless the member with the most years of service is a candidate to be  
14                  elected as chairman or vice chairman of the committee, then the next most senior  
15                  member who is not a candidate shall preside over the meeting until a chairman is  
16                  elected.

17                BE IT FURTHER RESOLVED that this Resolution shall become effective on  
18                November 21, 2015, for the purpose of the election of members to the Committee on  
19                Appropriations for the term of office beginning on January 11, 2016, and for purpose of  
20                calling the meeting of the committee during the 2016 Organizational Session of the  
21                Legislature of Louisiana as provided in this Resolution, and shall become effective for all  
22                purposes on January 11, 2016.

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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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HR 30 Original

2015 Regular Session

Richard

**Abstract:** Provides that the Committee on Appropriations is comprised of 21 members, six appointed and 15 elected members. Provides that the Speaker appoints six members from the state at large. For the 15 elected members, provides that three are elected from each of the five PSC districts. Provides that the members of the committee elect the chairman and vice chairman of the committee.

Present House Rule provides that the Committee on Appropriations is comprised of 25 members, seven elected (one each by the members residing in each congressional district, respectively) and 18 appointed by the Speaker. Of the appointed members, one of the appointed members shall be a resident of each of the Public Service Commission districts respectively, one of the appointed members shall be a resident of each of the congressional districts respectively, and six members shall be appointed from the state at large.

Proposed House Rule provides instead that the committee is comprised of 21 members, 15 elected and six appointed by the Speaker. The six appointed members shall be appointed from the state at large and shall be appointed on the first day of the organizational session of the legislature. Of the 15 elected members, three shall be residents of and elected by the members residing in each Public Service Commission district respectively. Further specifies that in the case of a vacancy of an elected member, the vacancy election shall be held from the Public Service Commission district as it existed at the time of the original election.

Present House Rule provides that the Speaker shall appoint a chairman and a vice chairman for each standing committee. Proposed House Rule excepts the Committee on Appropriations and provides instead that the members of the committee shall elect a chairman and a vice chairman from among the members of the committee. Specifies that the elected member of the committee with the most years of service as a member of the House, and in the case of equal service, on the committee, shall call a meeting to be held during the organizational session of the legislature. Specifies that the member with the most years of service as a member of the House, and if applicable, on the committee, shall preside over the meeting until a chairman is elected, unless the member with the most years of service is a candidate to be elected as chairman or vice chairman of the committee, then the next most senior member who is not a candidate shall preside over the meeting until a chairman is elected.

Effective Nov. 21, 2015, for election and other specified purposes; effective for all purposes on Jan. 11, 2016.

(Amends House Rules 6.2 and 6.4(A), (B), (C), and (D); Adds House Rule 6.4(G))