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HOUSE FLOOR AMENDMENTS

2016 Regular Session

Amendments proposed by Representative Broadwater to Engrossed House Bill No. 842 by Representative Broadwater

1 AMENDMENT NO. 1

2 On page 1, line 13, between "Regents;" and "and to" insert "to provide relative to the
3 governance of the Louisiana Tuition Trust Authority; to provide relative to the transfer of
4 the powers, obligations, and property of the abolished boards; to require reports on
5 implementation;"

6 AMENDMENT NO. 2

7 On page 14, after line 20, insert the following:

8 "Section 4. The Board of Regents shall submit an annual written
9 report for the next three years to the House Committee on Education and the
10 Senate Committee on Education on the implementation of this Act. The
11 board shall submit the report by March first of each year from 2017 through
12 2019. The report shall include a statement of fiscal costs and savings and
13 revenue losses and gains attributable to implementation of this Act and
14 analysis of the impact of this Act on the programs transferred to the direct
15 supervision of the Board of Regents.

16 Section 5.(A) On the effective date of this Act, the Louisiana Student
17 Financial Assistance Commission, the MediFund Board, and the Executive
18 Board of the Louisiana Universities Marine Consortium for Research and
19 Education, hereafter in this Section referred to as the "prior boards" or
20 individually as a "prior board" are abolished, and the Board of Regents,
21 hereafter in this Section referred to as "Regents" is, beginning on such date,
22 the successor to the prior boards for all purposes. The powers, duties,
23 functions, responsibilities, programs, and operations of the prior boards are
24 transferred to, shall be exercised by, and be under the administration and
25 control of Regents.

26 (B) Any reference in laws and documents to a prior board shall be
27 deemed to apply to Regents. Any legal proceeding to which a prior board is
28 a party and which is filed, initiated, or pending before any court on the
29 effective date of this Act, and all documents involved in or affected by such
30 a proceeding, shall retain their effectiveness and shall be continued in the
31 name of Regents. All further legal proceedings and documents in the
32 continuation, disposition, and enforcement of such legal proceedings shall be
33 in the name of Regents, and Regents shall be substituted for the prior board
34 without necessity for amendment of any document.

35 (C) This Act does not affect the effectiveness of any rule or policy
36 of a prior board, which shall remain effective as provided therein or until
37 changed in accordance with law.

38 (D) This Act shall not be construed or applied so as to impair the
39 contractual or other obligations of a prior board or of the state of Louisiana.
40 All obligations of a prior board are obligations of Regents. All dedications
41 and allocations of revenues and sources of revenues made to or for a prior
42 board shall continue in the same manner, to the same extent, and for the same
43 purposes as were provided prior to the enactment of this Act until other

1 provision is made therefor. All books, papers, records, actions, and other
2 property of every kind, heretofore possessed, controlled, or used by a prior
3 board are hereby transferred to Regents.

4 (E) Until otherwise provided by Regents, all employees engaged in
5 the performance of duties of a prior board are transferred to Regents and
6 shall continue to perform such duties, subject to policies and procedures of
7 Regents, applicable state civil service laws, rules, and regulations, and other
8 applicable laws. Subject to such laws and rules, positions in the unclassified
9 service shall remain in the unclassified service.

10 (F) This Act shall not be construed or applied so as to prevent full
11 compliance by the state, or any department, office, or agency thereof, with
12 the requirements of any act of congress or any regulation made thereunder
13 by which federal aid or other federal assistance is made available."