

Regular Session, 2010

HOUSE BILL NO. 391

BY REPRESENTATIVE ROBIDEAUX

LEGISLATION/INSTRUMENTS: (Constitutional Amendment) Provides for prefiling and notice deadlines for bills affecting public retirement systems

A JOINT RESOLUTION

1
2 Proposing to amend Article III, Section 2(A)(2) and Article X, Section 29(C) of the
3 Constitution of Louisiana, relative to Acts of the legislature relative to public
4 retirement systems; to provide relative to the prefiling deadline for retirement
5 legislation; to provide relative to the public notice requirement for retirement
6 legislation; to provide for submission of the proposed amendment to the electors; and
7 to provide for related matters.

8 Notice of intention to introduce this Act has been published
9 as provided by Article X, Section 29(C) of the Constitution
10 of Louisiana.

11 Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members
12 elected to each house concurring, that there shall be submitted to the electors of the state of
13 Louisiana, for their approval or rejection in the manner provided by law, a proposal to
14 amend Article III, Section 2(A)(2) of the Constitution of Louisiana, to read as follows:

§2. Sessions

Section 2.(A) Annual Session.

* * *

17
18 (2)(a) Any bill to effect any change in laws or constitutional provisions
19 relating to any retirement system for public employees to be introduced in either

1 house shall be prefiled no later than five o'clock in the evening of the sixtieth
2 calendar day prior to the first day of a regular session.

3 (b) Any bill other than a bill to effect any change in laws or constitutional
4 provisions relating to any retirement system for public employees to be introduced
5 in either house shall be prefiled no later than five o'clock in the evening of the tenth
6 calendar day prior to the first day of a regular ~~session;~~ session.

7 (c) ~~thereafter~~ After five o'clock in the evening of the tenth calendar day prior
8 to the first day of a regular session no member of the legislature may introduce more
9 than five bills, except as provided in the joint rules of the legislature. The legislature
10 is authorized to provide by joint rule for the procedures for passage of duplicate or
11 companion instruments.

12 * * *

13 Section 2. Be it further resolved by the Legislature of Louisiana, two-thirds of the
14 members elected to each house concurring, that there shall be submitted to the electors of
15 the state of Louisiana, for their approval or rejection in the manner provided by law, a
16 proposal to amend Article X, Section 29(C) of the Constitution of Louisiana, to read as
17 follows:

18 §29. Retirement and Survivor's Benefits

19 Section 29.

20 * * *

21 (C) Retirement Systems; Change; Notice. No proposal to effect any change
22 in existing laws or constitutional provisions relating to any retirement system for
23 public employees shall be introduced in the legislature unless notice of intention to
24 introduce the proposal has been published, without cost to the state, in the official
25 state journal on two separate days. The last day of publication shall be at least ~~thirty~~
26 ninety days before introduction of the bill. The notice shall state the substance of the
27 contemplated law or proposal, and the bill shall contain a recital that the notice has
28 been given.

29 * * *

1 Section 3. Be it further resolved that this proposed amendment shall be submitted
2 to the electors of the state of Louisiana at the statewide election to be held on November 2,
3 2010.

4 Section 4. Be it further resolved that on the official ballot to be used at said election
5 there shall be printed a proposition, upon which the electors of the state shall be permitted
6 to vote FOR or AGAINST, to amend the Constitution of Louisiana, which proposition shall
7 read as follows:

8 To provide certain legislative deadlines for bills effecting any change to laws
9 concerning retirement systems for public employees; to require such bills to
10 be filed no later than sixty days before the start of the legislative session and
11 to require the completion of public notice requirements regarding such bills
12 no later than ninety days before the start of the legislative session. (Amends
13 Article III, Section 2(A)(2) and Article X, Section 29(C))

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)]

Robideaux

HB No. 391

Abstract: Provides earlier prefiling and public notice requirements for proposed retirement legislation.

Present constitution requires proposed legislation to be prefiled no later than five o'clock in the evening of the tenth calendar day prior to the first day of a regular session.

Proposed constitution retains present constitution for all proposed legislation except bills effecting a change in retirement systems for public employees. Proposed constitution requires retirement instruments to be prefiled no later than five o'clock in the evening of the sixtieth calendar day prior to the first day of a regular session.

Present constitution provides that, with limited exception, after five o'clock on the tenth calendar day prior to session, no legislator may introduce more than five bills. Proposed constitution retains present constitution.

Present constitution requires public notice to be given of intent to introduce legislation affecting public retirement systems. Proposed constitution retains present constitution.

Present constitution further requires the last date of publication of such notice to be at least 30 days prior to introduction of the bill. Proposed constitution changes this requirement to 90 days prior to introduction of the bill.

Provides for submission of the proposed amendment to the voters at the statewide election to be held Nov. 2, 2010.

(Amends Const. Art. III, §2(A)(2) and Art. X, §29(C))