

Regular Session, 2013

HOUSE BILL NO. 436

BY REPRESENTATIVES GAROFALO, ARMES, ARNOLD, BARRAS, BERTHELOT, STUART BISHOP, BROSSETT, BURFORD, CARMODY, CHAMPAGNE, CONNICK, DANAHAY, GEYMAN, GREENE, HARRIS, HARRISON, HAVARD, HENRY, HODGES, HOLLIS, HOWARD, KATRINA JACKSON, JAMES, LAMBERT, NANCY LANDRY, LEOPOLD, MILLER, JAY MORRIS, JIM MORRIS, POPE, PYLANT, REYNOLDS, RICHARD, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, SMITH, TALBOT, THIERRY, AND THOMPSON

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

BUDGETARY PROCEDURES: (Constitutional Amendment) Provides relative to final passage of the general appropriation bill

1 A JOINT RESOLUTION
2 Proposing to amend Article III, Section 2(A)(3)(a) and (4)(a) of the Constitution of
3 Louisiana, to provide for requirements of consideration of the general appropriation
4 bill; to provide for submission of the proposed amendment to the electors; and to
5 provide for related matters.

6 Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members
7 elected to each house concurring, that there shall be submitted to the electors of the state of
8 Louisiana, for their approval or rejection in the manner provided by law, a proposal to
9 amend Article III, Section 2(A)(3)(a) and (4)(a) of the Constitution of Louisiana, to read as
10 follows:

11 §2. Sessions

12 Section 2.(A) Annual Session.

13 * * *

14 (3)(a) All regular sessions convening in even-numbered years shall be
15 general in nature and shall convene at noon on the second Monday in March. The

1 legislature shall meet in such a session for not more than sixty legislative days during
2 a period of eighty-five calendar days. No such session shall continue beyond six
3 o'clock in the evening of the eighty-fifth calendar day after convening. No new
4 matter intended to have the effect of law shall be introduced or received by either
5 house after six o'clock in the evening of the twenty-third calendar day. The general
6 appropriation bill shall not be considered on third reading and final passage in the
7 House of Representatives after six o'clock in the evening of the forty-second
8 calendar day and shall not be considered on third reading and final passage in the
9 Senate after six o'clock in the evening on the sixtieth calendar day. No other matter
10 intended to have the effect of law, except a measure proposing a suspension of law,
11 shall be considered on third reading and final passage in either house after six o'clock
12 in the evening of the fifty-seventh legislative day or the eighty-second calendar day,
13 whichever occurs first, except by a favorable record vote of two-thirds of the elected
14 members of each house.

15 * * *

16 (4)(a) All regular sessions convening in odd-numbered years shall convene
17 at noon on the second Monday in April. The legislature shall meet in such a session
18 for not more than forty-five legislative days in a period of sixty calendar days. No
19 such session shall continue beyond six o'clock in the evening of the sixtieth calendar
20 day after convening. No new matter intended to have the effect of law shall be
21 introduced or received by either house after six o'clock in the evening of the tenth
22 calendar day. The general appropriation bill shall not be considered on third reading
23 and final passage in the House of Representatives after six o'clock in the evening of
24 the seventeenth calendar day and shall not be considered on third reading and final
25 passage in the Senate after six o'clock in the evening on the thirty-fifth calendar day.
26 No other matter intended to have the effect of law, except a measure proposing a
27 suspension of law, shall be considered on third reading and final passage in either
28 house after six o'clock in the evening of the forty-second legislative day or fifty-

1 seventh calendar day, whichever occurs first, except by a favorable record vote of
2 two-thirds of the elected members of each house.

3 * * *

4 Section 2. Be it further resolved that this proposed amendment shall be submitted
5 to the electors of the state of Louisiana at the statewide election to be held on November 4,
6 2014.

7 Section 3. Be it further resolved that on the official ballot to be used at the election,
8 there shall be printed a proposition, upon which the electors of the state shall be permitted
9 to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as
10 follows:

11 Do you support an amendment to require final passage of the general
12 appropriation bill at an earlier calendar date in the legislative session than the
13 date required for final passage of other legislative instruments? (Amends
14 Article III, Section 2(A)(3)(a) and (4)(a))

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)]

Garofalo

HB No. 436

Abstract: Provides for the timing of the final passage of the general appropriation bill different from other legislative bills.

Present constitution provides for the last day for final passage of matters intended to have the effect of law, with the exceptions of matters intended to suspend a law, as follows:

- (1) In a regular session in even-numbered years, in which the legislature meets no more than 60 legislative days in 85 calendar days, final passage must occur by 6:00 p.m. of the 57th legislative day or the 82nd calendar day, whichever occurs first.
- (2) In a regular session in odd-numbered years, in which the legislature meets no more than 45 legislative days in 60 calendar days, final passage must occur by 6:00 p.m. of the 42nd legislative day or the 57th calendar day, whichever occurs first.

Proposed law retains present constitution and further provides for the last day for final passage of the general appropriation bill as follows:

- (1) In a regular session in even-numbered years, final passage in the House of Representatives must occur by 6:00 p.m. of the 42nd calendar day and in the Senate by 6:00 p.m. of the 60th calendar day.

- (2) In a regular session in odd-numbered years, final passage in the House of Representatives must occur by 6:00 p.m. of the 17th calendar day and in the Senate by 6:00 p.m. of the 35th calendar day.

Provides for submission of the proposed amendment to the voters at the statewide election to be held Nov. 4, 2014.

(Amends Const. Art. III, §2(A)(3)(a) and (4)(a))