Regular Session, 2010

HOUSE BILL NO. 972

BY REPRESENTATIVE PATRICIA SMITH

HIGHER EDUCATION: Provides relative to appointment of members of the Board of Supervisors of Community and Technical Colleges

1	AN ACT
2	To amend and reenact R.S. 17:1871(A), relative to the membership of the Board of
3	Supervisors of Community and Technical Colleges; to provide relative to
4	nominations for appointments by the governor; and to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 17:1871(A) is hereby amended and reenacted to read as follows:
7	§1871. Board of Supervisors of Community and Technical Colleges; establishment;
8	members; qualifications and terms; vacancies; duties
9	A.(1)(a) The Board of Supervisors of Community and Technical Colleges
10	is created as a body corporate. The board shall be composed of fifteen members
11	appointed by the governor with the consent of the Senate and of such appointments:
12	(i) One member shall be appointed by the governor from among three
13	persons nominated by the Louisiana AFL-CIO.
14	(ii) One member shall be appointed by the governor from among three
15	persons nominated by the Louisiana Association of Business and Industry.
16	(iii) Two members shall be appointed by the governor from among six
17	persons nominated by the State Board of Elementary and Secondary Education.
18	(b) In addition, the board shall have two student members who shall serve
19	one-year terms and shall be selected as provided in R.S. 17:1806.

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(c) Of the members selected and appointed by the governor, there shall be two members from each congressional district and the remaining member or members from the state at large.

4 (2)(a) The term of each initial gubernatorial appointee to the Board of
5 Supervisors of Community and Technical Colleges shall be assigned by the
6 appointing governor so that five of the initial appointments expire on July 1, 2001,
7 five of the initial appointments expire on July 1, 2003, and five of the initial
8 appointments expire on July 1, 2005. Thereafter, all gubernatorial appointees shall
9 serve terms of six years.

10 (b) At least three members appointed by the governor as a successor to the 11 initial appointees whose terms expire on July 1, 2005, and their successors shall have 12 significant experience in vocational education. At least two of the members 13 appointed by the governor as successors to the members whose terms expire on July 14 1, 2007, and at least two of their successors shall have significant experience in 15 vocational education. At least one of the members appointed by the governor as a 16 successor to the members whose terms expire on July 1, 2009, and at least one of 17 their successors shall have significant experience in vocational education.

(3) The board should be representative of the state's population by race andgender to ensure diversity.

20 (4)(a) The governor shall make each appointment to a vacancy on the board 21 from nominations submitted to him by the nominating committee. The nominating 22 committee shall be composed of a representative of the Louisiana AFL-CIO selected 23 by the Louisiana AFL-CIO, a representative of the Louisiana Association of 24 Business and Industry selected by the association, and the presidents of Centenary 25 College of Louisiana, Dillard University at New Orleans, Louisiana College, Loyola 26 University at New Orleans, Our Lady of Holy Cross College at New Orleans, Our 27 Lady of the Lake College at Baton Rouge, Xavier University of Louisiana at New 28 Orleans, and Tulane University or the designee of any such president. The 29 nominating committee shall, within thirty days after a vacancy on the board occurs,

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1	submit to the governor the names of no fewer than three different eligible nominees
2	for each position or vacancy. In preparing the list of nominees, the nominating
3	committee shall give due consideration to the demographics of the population of the
4	state, including without limitation geography, gender, and race. A majority vote of
5	the membership of the nominating committee shall be required to nominate persons
6	to positions on the board. If the governor fails to appoint within thirty days after the
7	names are submitted to him, the nominee whose name is first on the list of nominees
8	automatically shall become a member of the board. If the nominating committee
9	fails to submit nominees in the time required, the governor shall make the
10	appointment to the board.
11	(b) A vacancy on the board occurring prior to the expiration of a term shall
12	be filled from nominations of the nominating committee as provided in this
13	Paragraph for the remainder of the unexpired term by appointment by the governor,
14	with consent of the Senate.
15	* * *

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)]

Patricia Smith

HB No. 972

Abstract: Relative to gubernatorial appointments to the Board of Supervisors of Community and Technical Colleges, requires appointments to be made from nominations submitted by a nominating committee, provides for the membership of the nominating committee, and requires the nominating committee to give due consideration to the demographics of the state's population.

<u>Present constitution</u> (Art. VIII, §7.1) creates the Board of Supervisors of Community and Technical Colleges to manage the Louisiana Community and Technical College System subject to powers of the Board of Regents. Provides that the system includes all programs of public postsecondary vocational-technical training, and, as provided by law, institutions of higher education which offer associate degrees but not baccalaureate degrees and provides that the board shall supervise and manage such programs and institutions.

<u>Present constitution</u> provides that the board is composed of 15 members appointed by the governor, as provided by law, and two student members as provided by law. Requires Senate consent to the governor's appointments. Requires that, of the governor's appointees, there shall be two from each congressional district and the remaining member(s) from the state at large. Requires that the board be representative of the state's population by race and gender to ensure diversity.

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Present law (R.S. 17:1871) provides that of the 15 members appointed by the governor:

- (1) One member shall be appointed from among three persons nominated by the Louisiana AFL-CIO.
- (2) One member shall be appointed from among three persons nominated by the Louisiana Association of Business and Industry.
- (3) Two members shall be appointed from among six persons nominated by the State Board of Elementary and Secondary Education.

Proposed law removes these provisions of present law providing for appointments to be made from such nominations. Provides instead that the governor make each appointment to a board vacancy from nominations submitted to him by the nominating committee. Provides that the nominating committee shall be composed of a representative of the Louisiana AFL-CIO selected by the Louisiana AFL-CIO, a representative of the Louisiana Association of Business and Industry selected by the association, and the presidents of Centenary College of Louisiana, Dillard University at New Orleans, Louisiana College, Loyola University at New Orleans, Our Lady of Holy Cross College at New Orleans, Our Lady of the Lake College at Baton Rouge, Xavier University of Louisiana at New Orleans, and Tulane University or the designee of any such president. Requires the nominating committee, within 30 days after a vacancy on the board occurs, to submit to the governor the names of no fewer than three different eligible nominees for each position or vacancy. Requires that the nominating committee give due consideration to the demographics of the population of the state, including without limitation geography, gender, and race. Requires a majority vote of the membership of the nominating committee to nominate persons to positions on the board. Provides that if the governor fails to appoint within 30 days after the names are submitted to him, the nominee whose name is first on the list of nominees automatically shall become a member of the board. Provides that, if the nominating committee fails to submit nominees in the time required, the governor shall make the appointment to the board.

(Amends R.S. 17:1871(A))