

Regular Session, 2010

SENATE BILL NO. 347

BY SENATOR MARIONNEAUX

TUITION. Constitutional amendment to exempt state colleges and universities from the requirement that new fees or increase in existing fees be enacted by a two-thirds vote of the elected members of each house of the legislature. (CA13s1(A))

1 A JOINT RESOLUTION

2 Proposing to amend Article VII, Section 2.1 of the Constitution of Louisiana, relative to the  
3 enactment of new fees or civil fines or increases in existing fees or civil fines; to  
4 exempt new fees or increases in existing fees of state colleges and universities from  
5 the requirement that they be enacted by a two-thirds vote of the elected members of  
6 each house of the legislature; and to specify an election for submission of the  
7 proposition to electors and provide a ballot proposition.

8 Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members  
9 elected to each house concurring, that there shall be submitted to the electors of the state, for  
10 their approval or rejection in the manner provided by law, a proposal to amend Article VII,  
11 Section 2.1 of the Constitution of Louisiana, to read as follows:

12 §2.1. Fees and Civil Fines; Limitation

13 Section 2.1.(A) Any new fee or civil fine or increase in an existing fee or  
14 civil fine imposed or assessed by the state or any board, department, or agency of the  
15 state shall require the enactment of a law by a two-thirds vote of the elected members  
16 of each house of the legislature.

17 (B) The provisions of this Section shall not apply to **the following**:

1                    **(1)** Any department which is constitutionally created and headed by an  
2                    officer who is elected by majority vote of the electorate of the state.

3                    **(2) State colleges and universities.**

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 2,  
6                    2010.

7                    Section 3. Be it further resolved that on the official ballot to be used at said election  
8                    there shall be printed a proposition, upon which the electors of the state shall be permitted  
9                    to vote FOR or AGAINST, to amend the Constitution of Louisiana, which proposition shall  
10                    read as follows:

11                    To exempt state colleges and universities from the requirement that new fees  
12                    or increases in existing fees be enacted by a two-thirds vote of the elected  
13                    members of each house of the legislature.

14                    (Amends Article VII, Section 2.1)

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The original instrument and the following digest, which constitutes no part  
of the legislative instrument, were prepared by Riley Boudreaux.

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DIGEST

Present constitution requires the enactment of a new fee or civil fine by a 2/3's vote of the  
elected members of each house of the legislature.

Proposed constitutional amendment exempts state colleges and universities from this  
requirement.

Specifies submission of the amendment to the voters at the statewide election to be held on  
Nov. 2, 2010.

(Amends Const. Art. VII, Sec. 2.1)