

Executive Orders

EXECUTIVE ORDER NO. MJF 98-33

Justice System Funding Commission

WHEREAS, the funding of state offices and entities within the justice system of the state of Louisiana, set forth in Article V of the Louisiana Constitution of 1974, as amended, (hereafter "justice system") comes from a combination of sources including state appropriations, local government funding, federal grants, and self-generated funds;

WHEREAS, components of Louisiana's justice system may not be receiving adequate funding to perform the functions and provide the services which the public might consider necessary;

WHEREAS, local governments have voiced concern over the rising costs of funding the justice system's offices and the fiscal burden that such funding places on local governments; and

WHEREAS, the best interests of the citizens of Louisiana would be served by the creation of a commission that is charged with the duty of evaluating the adequacy of the funding of Louisiana's justice system and determining whether certain components of that system may require supplemental financial assistance from other sources in order to provide the services considered necessary by Louisiana citizens;

NOW, THEREFORE I, M.J. "MIKE" FOSTER, JR., Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: The Justice System Funding Commission (hereafter "Commission") is established within the executive department, Office of the Governor.

SECTION 2: The duties of the Commission shall include, but are not limited to, the following:

A. Evaluating the manner in which the offices and entities of Article V of the Louisiana Constitution of 1974, as amended, (hereafter "justice system") are funded; and

B. Analyzing the need for and means to provide adequate supplemental funding for any component of the justice system that is receiving inadequate funding.

SECTION 3: The Commission shall submit a comprehensive written report to the governor, the speaker of the Louisiana House of Representatives, and the president of the Louisiana Senate by January 1, 2000.

SECTION 4:

A. The Commission shall consist of the following voting members:

1. The president of the Senate, or the president's designee selected from the membership of the Senate;

2. The speaker of the House of Representatives, or the speaker's designee selected from the membership of the House of Representatives;

3. The chief justice of the Louisiana Supreme Court, or the chief justice's designee;

4. The attorney general, or the attorney general's designee;

5. The executive counsel to the governor;

6. The chair of the Senate Finance Committee, or the chair's designee selected from the membership of the committee;

7. The chair of the House Appropriations Committee, or the chair's designee selected from the membership of the committee;

8. The commissioner of administration, or the commissioner's designee;

9. The secretary of the Department of Corrections, or the secretary's designee;

10. The executive director of the Louisiana Children's Cabinet, or the executive director's designee; and

11. The judicial administrator of the Louisiana Supreme Court, or the judicial administrator's designee.

B. The Commission shall also consist of the following voting members who shall serve at the pleasure of, and be appointed by, the Governor:

1. A representative of the Louisiana Municipal Association;

2. A representative of the Louisiana Conference of Mayors;

3. A representative of the Police Jury Association of Louisiana;

4. A representative of the Louisiana Sheriffs' Association;

5. A representative of the Louisiana District Attorneys Association;

6. A representative of the Louisiana Juvenile Judges' Association;

7. A representative of the Louisiana District Court Judges' Association;

8. A representative of the Louisiana Appellate Judges' Association;

9. A representative of the Louisiana Clerks of Court Association;

10. A representative of the Louisiana Justices of the Peace Association;

11. A representative of the Louisiana State Coroners Association; and

12. Five (5) members who represent the businesses and professions of Louisiana.

C. The Commission shall also consist of the following non-voting members who shall serve at the pleasure of, and be appointed by, the Governor:

1. A representative of the Council for a Better Louisiana;

2. A representative of the Bureau of Governmental Research;

3. A representative of the Public Affairs Research Council of Louisiana; and

4. A representative of Metrovision.

SECTION 5: The governor shall select the chair of the

Commission from its membership. The membership of the Commission shall elect all other officers.

SECTION 6: The Commission shall meet at regularly scheduled intervals and at the call of the chair. A majority of the voting members shall constitute a quorum.

SECTION 7: Facilities for the meetings of the Commission shall be provided by the Office of the Governor.

SECTION 8: The members of the Commission shall not receive compensation or a per diem. Nonetheless, contingent upon the availability of funds, members who are not an employee of the state of Louisiana or one of its political subdivisions, or an elected official, may receive reimbursement from the Office of the Governor for actual travel expenses incurred in accordance with state guidelines and procedures, with the prior approval of the commissioner of administration.

SECTION 9: All departments, commissions, boards, agencies, and officers of the state, or any political subdivision thereof, are authorized and directed to cooperate with the Commission in the implementation of the provisions of this Order.

SECTION 10: This Order is effective upon signature and shall remain in effect until amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of the state of Louisiana, at the Capitol, in the city of Baton Rouge, on this 14th day of July, 1998.

M.J. "Mike" Foster, Jr.
Governor

ATTEST BY
THE GOVERNOR
Fox McKeithen
Secretary of State
9808#010

EXECUTIVE ORDER NO. MJF 98-34

Interstate 49 South Project Task Force

WHEREAS, Executive Order No. MJF 97-38, signed on September 18, 1997, created and established the Interstate 49 South Project Task Force (hereafter "Task Force");

WHEREAS, Executive Order Nos. MJF 98-10, signed on March 11, 1998, and MJF 98-29, signed on May 26, 1998, added an additional member to the Task Force and extended the time period for the Task Force to submit its report to the governor; and

WHEREAS, it is necessary to amend Executive Order No. MJF 97-38, as amended, in order to add an additional member to the Task Force;

NOW THEREFORE I, M.J. "MIKE" FOSTER, JR., Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Subsection 4 of Executive Order No. MJF 97-38, as amended by Executive Order No. MJF 98-29 is amended to provide as follows:

The Task Force shall be composed of at least twenty-two (22) members appointed by, and serving at the pleasure of, the governor. The membership of the Task Force shall be selected as follows:

A. The governor, or the governor's designee;

B. The secretary of the Department of Transportation and Development, or the secretary's designee;

C. The chair of the House Transportation, Highways, and Public Works Committee, or the chair's designee;

D. The chair of the Senate Transportation, Highways, and Public Works Committee, or the chair's designee;

E. The Federal Highway Administrator for the state of Louisiana, or the Federal Highway Administrator's designee;

F. Representatives from communities located along the span of U.S. 90 between the Westbank Expressway in New Orleans and I-10 in Lafayette;

G. Representatives of businesses in South Louisiana;

H. Representatives of the Lafayette, Houma, and New Orleans Metropolitan Planning Organizations;

I. A representative of farmers, by a person whose principal business is farming; and

J. Two (2) at-large members.

SECTION 2: All other sections and subsections of Executive Order No. MJF 97-38, as amended by Executive Order Nos. MJF 98-10, and MJF 98-29 shall remain in full force and effect.

SECTION 3: The provisions of this Order are effective upon signature and shall remain in effect until amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of the state of Louisiana, at the capitol, in the city of Baton Rouge, on this 14th day of July, 1998.

M.J. "Mike" Foster, Jr.
Governor

ATTEST BY
THE GOVERNOR
Fox McKeithen
Secretary of State
9808#009

EXECUTIVE ORDER MJF 98-35

Latin American Business Development Commission

WHEREAS, Executive Order No. MJF 97-54, signed on December 3, 1997, established the Louisiana Latin American Business Development Commission (hereafter "Commission");

WHEREAS, Executive Order No. MJF 98-7, signed on February 16, 1998, amended several provisions of Executive

Order No. MJF 97-54, while Executive Order Nos. MJF 98-9, signed on March 3, 1998; MJF 98-18, signed on April 29, 1998; and MJF 98-30, signed on May 26, 1998, amended only the provision on the Commission's membership; and

WHEREAS, it is necessary to amend Executive Order No. MJF 97-54, as amended, in order to add four (4) additional members to the Commission;

NOW THEREFORE I, M.J. "MIKE" FOSTER, JR., Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and the laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Section 5 of Executive Order No. MJF 97-54, as amended by Section 3 of Executive Order No. MJF 98-7, and Section 1 of Executive Order Nos. MJF 98-9, MJF 98-18, and MJF 98-30, is amended to provide as follows:

The Commission shall be composed of a maximum of twenty-one (21) members who shall be appointed by, and serve at the pleasure of, the governor. The membership of the Commission shall be selected as follows:

- A. The governor, or the governor's designee;
- B. The secretary of the Department of Economic Development, or the secretary's designee;
- C. The commissioner of Financial Institutions, or the commissioner's designee;
- D. One (1) member of the Louisiana International Trade Development Board;
- E. One (1) member of the Louisiana Economic Development Council;
- F. Twelve (12) citizens of the state of Louisiana with at least five (5) years of experience in one or more of the following fields: international trade, finance, economics, oil and gas services, maritime activities, agriculture, world health, governmental relations, and/or environmental protection; and
- G. Four (4) at-large members.

SECTION 2: All other sections and subsections of Executive Order No. MJF 97-54, as amended by Executive Order Nos. MJF 98-7, MJF 98-9, MJF 98-18, and MJF 98-30, shall remain in full force and effect.

SECTION 3: The provisions of this Order are effective upon signature and shall remain in effect until amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of the state of Louisiana, at the capitol, in the city of Baton Rouge, on this 14th day of July, 1998.

M.J. "Mike" Foster, Jr.
Governor

ATTEST BY
THE GOVERNOR
Fox McKeithen
Secretary of State
9808#012

EXECUTIVE ORDER MJF 98 - 36

Meetings of State Mineral Board

WHEREAS, the State Mineral Board, created and established by Act No. 93 of the 1936 Regular Legislative Session, R.S. 30:121, *et seq.*, meets at the call of the governor pursuant to the provisions of R.S. 30:123; and

WHEREAS, the customary meeting schedule of the State Mineral Board, one (1) meeting a month on the second Wednesday, is impracticable at times due to holidays, special events, and special circumstances;

NOW THEREFORE I, M.J. "MIKE" FOSTER, JR., Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Upon obtaining the approval of the State Mineral Board, the chair of the State Mineral Board is authorized to issue for the governor the call of a meeting of the State Mineral Board scheduled for a date other than the second Wednesday of a month, when a meeting on the second Wednesday is impracticable because a holiday or other special event falls on that date.

SECTION 2: Upon obtaining the approval of the State Mineral Board, the chair of the State Mineral Board is authorized to issue for the governor the call of a meeting of the State Mineral Board that is in addition to the board's monthly meeting, when special circumstances necessitate that an additional meeting be held.

SECTION 3: All departments, commissions, boards, agencies, and officers of the state, or any political subdivision thereof, are authorized and directed to cooperate with the State Mineral Board in implementing the provisions of this Order.

SECTION 4: This Order is effective upon signature and shall remain in effect until amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand and officially caused to be affixed the Great Seal of the state of Louisiana, at the Capitol, in the city of Baton Rouge, on this 14th day of July, 1998.

M.J. "Mike" Foster
Governor

ATTEST BY
THE GOVERNOR
Fox McKeithen
Secretary of State
9808#013

EXECUTIVE ORDER MJF 98-37

Bond Allocation—Louisiana Public Facilities Authority

WHEREAS, pursuant to the Tax Reform Act of 1986 (hereafter "the Act") and Act Number 51 of the 1986 Regular Session of the Louisiana Legislature, Executive Order Number MJF 96-25 (hereafter "MJF 96-25") was issued on August 27,

1996, to establish (1) a method for allocating bonds subject to private activity bond volume limits, including the method of allocating bonds subject to the private activity bond volume limits for the calendar year of 1998 (hereafter "the 1998 Ceiling"); (2) the procedure for obtaining an allocation of bonds under the 1998 Ceiling; and (3) a system of central record keeping for such allocations; and

WHEREAS, the Louisiana Public Facilities Authority has requested an allocation from the 1998 Ceiling to be used in connection with the financing of the expansion, renovation, construction and equipping of a galvanizing facility and the acquisition, expansion and renovation of an existing metal acid facility for Westside Coating Services, Inc. (the "Project"), located on U.S. Hwy. 90 West, parish of West Baton Rouge, in accordance with the provisions of Section 146 of the Internal Revenue Code of 1986, as amended;

NOW THEREFORE I, M.J. "MIKE" FOSTER, JR., Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: The bond issue, as described in this Section, shall be and is hereby granted an allocation from the 1998 Ceiling as follows:

AMOUNT OF ALLOCATION	NAME OF ISSUER	NAME OF PROJECT
\$2,000,000	Louisiana Public Facilities Authority	Westside Coating Services, Inc.

SECTION 2: The granted allocation shall be used only for the bond issue described in Section 1 and for the general purpose set forth in the "Application for Allocation of a

Portion of the State of Louisiana's Private Activity Bond Ceiling" submitted in connection with the bond issue described in Section 1.

SECTION 3: The granted allocation shall be valid and in full force and effect, provided that such bonds are delivered to the initial purchasers thereof on or before November 4, 1998.

SECTION 4: All references in this Order to the singular shall include the plural, and all plural references shall include the singular.

SECTION 5: The undersigned certifies, under penalty of perjury, that the granted allocation was not made in consideration of any bribe, gift, or gratuity, or any direct or indirect contribution to any political campaign. The undersigned also certifies that the granted allocation meets the requirements of Section 146 of the Internal Revenue Code of 1986, as amended.

SECTION 6: This Order is effective upon signature and shall remain in effect until amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of the state of Louisiana, at the capitol, in the city of Baton Rouge, on this 6th day of August, 1998.

M.J. "Mike" Foster, Jr.
Governor

ATTEST BY
THE GOVERNOR
Fox McKeithen
Secretary of State
9808#047