



**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2009 ASSEMBLY BILL 138**

September 2, 2009 – Offered by COMMITTEE ON NATURAL RESOURCES.

1 **AN ACT to amend** 15.05 (1) (c) and 15.34 (2) (a) of the statutes; **relating to:**
2 appointment of the secretary of natural resources and vacancies on the Natural
3 Resources Board.

Analysis by the Legislative Reference Bureau

Under current law, the secretary of natural resources is nominated by the governor, and with the advice and consent of the senate appointed, to serve at the pleasure of the governor. Under this substitute amendment, the senate may not consider a nominee for secretary of natural resources unless the Natural Resources Board has approved the nomination.

Under current law, the Natural Resources Board consists of seven members nominated by the governor, and with the advice and consent of the senate appointed, for six-year terms. As with members of other state boards, a member of the Natural Resources Board may continue to serve after the expiration of his or her term until a successor is nominated and the senate consents to the nomination. This substitute amendment provides that a member of the Natural Resources Board nominated after January 2, 2011, may serve until a successor is appointed and consented to by the senate, except that the position becomes vacant one year after the expiration of the member's term. When a position on the Natural Resources Board becomes vacant, a provision of current law authorizes the governor to provisionally fill the

