

SENATE BILL NO. 263

BY SENATOR ERDEY

1 A JOINT RESOLUTION

2 Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, relative to
3 public equipment and personnel; to authorize, pursuant to a written agreement, the
4 donation of the use of public equipment and personnel by a political subdivision to
5 another political subdivision for an activity or function which the requesting political
6 subdivision is authorized to exercise; 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, to amend Article VII, Section
11 14(B) of the Constitution of Louisiana, to read as follows:

12 §14. Donation, Loan, or Pledge of Public Credit

13 * * *

14 (B) Authorized Uses. Nothing in this Section shall prevent (1) the use of
15 public funds for programs of social welfare for the aid and support of the needy; (2)
16 contributions of public funds to pension and insurance programs for the benefit of
17 public employees; (3) the pledge of public funds, credit, property, or things of value
18 for public purposes with respect to the issuance of bonds or other evidences of
19 indebtedness to meet public obligations as provided by law; (4) the return of
20 property, including mineral rights, to a former owner from whom the property had
21 previously been expropriated, or purchased under threat of expropriation, when the
22 legislature by law declares that the public and necessary purpose which originally
23 supported the expropriation has ceased to exist and orders the return of the property
24 to the former owner under such terms and conditions as specified by the legislature;
25 (5) acquisition of stock by any institution of higher education in exchange for any
26 intellectual property; (6) the donation of abandoned or blighted housing property by

1 the governing authority of a municipality or a parish to a nonprofit organization
2 which is recognized by the Internal Revenue Service as a 501(c)(3) or 501(c)(4)
3 nonprofit organization and which agrees to renovate and maintain such property until
4 conveyance of the property by such organization; (7) the deduction of any tax,
5 interest, penalty, or other charges forming the basis of tax liens on blighted property
6 so that they may be subordinated and waived in favor of any purchaser who is not
7 a member of the immediate family of the blighted property owner or which is not
8 any entity in which the owner has a substantial economic interest, but only in
9 connection with a property renovation plan approved by an administrative hearing
10 officer appointed by the parish or municipal government where the property is
11 located; (8) the deduction of past due taxes, interest, and penalties in favor of an
12 owner of a blighted property, but only when the owner sells the property at less than
13 the appraised value to facilitate the blighted property renovation plan approved by
14 the parish or municipal government and only after the renovation is completed such
15 deduction being canceled, null and void, and to no effect in the event ownership of
16 the property in the future reverts back to the owner or any member of his immediate
17 family; (9) the donation by the state of asphalt which has been removed from state
18 roads and highways to the governing authority of the parish or municipality where
19 the asphalt was removed, or if not needed by such governing authority, then to any
20 other parish or municipal governing authority, but only pursuant to a cooperative
21 endeavor agreement between the state and the governing authority receiving the
22 donated property; (10) the investment in stocks of a portion of the Rockefeller
23 Wildlife Refuge Trust and Protection Fund, created under the provisions of R.S.
24 56:797, and the Russell Sage or Marsh Island Refuge Fund, created under the
25 provisions of R.S. 56:798, such portion not to exceed thirty-five percent of each
26 fund; (11) the investment in stocks of a portion of the state-funded permanently
27 endowed funds of a public or private college or university, not to exceed thirty-five
28 percent of the public funds endowed; ~~or~~ (12) the investment in equities of a portion
29 of the Medicaid Trust Fund for the Elderly created under the provisions of R.S.
30 46:2691 et seq., such portion not to exceed thirty-five percent of the fund; ~~or~~ (13) the

1 investment of public funds to capitalize a state infrastructure bank and the loan,
 2 pledge, or guarantee of public funds by a state infrastructure bank solely for
 3 transportation projects; **or (14) pursuant to a written agreement, the donation of**
 4 **the use of public equipment and personnel by a political subdivision upon**
 5 **request to another political subdivision for an activity or function the requesting**
 6 **political subdivision is authorized to exercise.**

7 * * *

8 Section 2. Be it further resolved that this proposed amendment shall be submitted
 9 to the electors of the state of Louisiana at the statewide election to be held on November 6,
 10 2018.

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

15 Do you support an amendment to permit, pursuant to written agreement, the
 16 donation of the use of public equipment and personnel by a political
 17 subdivision upon request to another political subdivision for an activity or
 18 function which the requesting political subdivision is authorized to exercise?
 19 (Amends Const. Art. VII, §14(B))

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES