

2015 Regular Session

HOUSE BILL NO. 644

BY REPRESENTATIVE POPE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CONTRACTS: Prohibits state funding of certain agreements entered into by the state

1 AN ACT

2 To enact R.S. 39:1595.2, relative to the certain contractual agreements entered into by the
3 state; to prohibit the expenditure of state funds for certain agreements unless certain
4 conditions are met; to require amendment of certain contractual agreements; and to
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 39:1592.2 is hereby enacted to read as follows:

8 § 1595.2 Prohibition of state funds for certain contracts or agreements

9 A. For the purpose of this Section, "agreement" shall mean any of the
10 following entered into by the state:

11 (1) Contract.

12 (2) Memorandum of understanding.

13 (3) Cooperative endeavor agreement.

14 (4) Agreement in association with the waiver of state or federal law.

15 B. No state funds may be expended for any agreement if such agreement
16 requires the adoption of educational standards, conditions, or policies unless such
17 standards, conditions, or policies have been approved by a favorable vote of a
18 majority of the elected members of each house of the legislature if the legislature is
19 in session or by a favorable vote of a majority of the elected members of each house
20 of the legislature by mail ballot if the legislature is not in session.

1 C. Within sixty days of the effective date of this Section, no warrant shall be
2 drawn from the state treasury for the expenditure of state funds for any agreement
3 in effect that contains provisions that require the state to adopt educational standards,
4 conditions, or policies that have not been approved by the legislature in accordance
5 with Subsection B of this Section.

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)]

HB 644 Original

2015 Regular Session

Pope

Abstract: Prohibits the expenditure of state funds on certain agreements. Requires the amendment of agreements in effect on the effective date of proposed law to comply with proposed law.

Proposed law prohibits the expenditure of state funds for any agreement if such agreement requires the state to adopt educational standards, conditions, or policies unless they have been approved by a favorable vote of a majority of the elected members of each house of the legislature. For the purpose of proposed law, "agreement" means any contract, memorandum of understanding, cooperative endeavor agreement, or in association with any waiver of state or federal law.

Within sixty days of the effective date of proposed law, a state agency with an agreement in effect that does not comply with the provisions of proposed law shall not draw any warrant from the state treasury for the expenditure of state funds for the agreement.

(Adds R.S. 39:1592.2)