

2016 Regular Session

HOUSE BILL NO. 847

BY REPRESENTATIVE HILFERTY

CULTURE/REC/TOUR DEPT: Provides relative to the Dept. of Culture, Recreation and Tourism

1 AN ACT

2 To amend and reenact R.S. 36:209(O) and to repeal R.S. 36:802.22, relative to the
3 Department of Culture, Recreation and Tourism; to provide relative to the powers,
4 duties, functions, and responsibilities of the New Orleans City Park Improvement
5 Association and its board of directors; to provide relative to the exercise of such
6 powers, duties, functions, and responsibilities within the Department of Culture,
7 Recreation and Tourism; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 36:209(O) is hereby amended and reenacted to read as follows:

10 §209. Transfer of boards, commissions, departments, and agencies to Department
11 of Culture, Recreation and Tourism

12 * * *

13 O. The New Orleans City Park Improvement Association and its board of
14 commissioners (Act No. 130 of 1896; Act No. 104 of 1934; Act No. 492 of 1958;
15 Act No. 405 of 1962; Act No. 865 of 1982; Act No. 569 of 1989; Act No. 13 of 1998
16 First Extraordinary Session; Act No. 395 of 2006) is transferred to the Department
17 of Culture, Recreation and Tourism and shall exercise and perform its powers,
18 duties, functions, and responsibilities as provided for agencies transferred in
19 accordance with the provisions of R.S. ~~36:802.22~~ 36:801.1.

20 * * *

1 Section 2. R.S. 36:802.22 is hereby repealed in its entirety.

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 847 Original

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Hilferty

Abstract: Provides relative to the exercise of the powers, duties, functions, and responsibilities of the New Orleans City Improvement Assoc. within the Dept. of Culture, Recreation and Tourism (DCRT).

Present law places the New Orleans City Park Improvement Assoc. and its board of commissioners in the Dept. of Culture, Recreation and Tourism (DCRT) as policymaking agencies, but specifically provides for certain powers and responsibilities for the association and its board. Provides that the transfer of the association and the board are subject to present law.

Present law requires that City Park and the New Orleans City Park Improvement Assoc. prepare and make available a plan providing specific goals and objectives for the use of any state general funds, including measures of performance and a proposed comprehensive budget for appropriated funding. Provides that any appropriated state general funds will become available to the park and the association upon plan approval by the DCRT secretary. Requires the park, the association, and its board to submit to DCRT a comprehensive report of receipts and expenditures at least quarterly in such form as DCRT may require and to provide DCRT with any other information it may request.

Present law requires that New Orleans City Park, the New Orleans City Park Improvement Assoc., and its board of commissioners are solely responsible for responding to audit findings concerning the park, the association, or its board of commissioners and solely responsible for taking corrective action and implementing corrective measures necessary to respond to such audit findings. Further provides that DCRT shall be solely responsible for responding only to those audit findings concerning the park, the association, or its board of commissioners that relate to functions and responsibilities that the department carries out on behalf of the park, the association, or its board of commissioners and that DCRT shall be solely responsible for taking corrective action and implementing corrective measures necessary to respond only to those audit findings.

Proposed law repeals present law (R.S. 36:802.22) in its entirety and instead places the New Orleans City Park Association and its board of commissioners in DCRT as independent agencies with full authority to carry out all of the powers, duties, functions, and responsibilities granted to them by law independently of the department and its secretary, undersecretary for the office of management and finance, and all other department officers pursuant to present law (R.S. 36:801.1).

(Amends R.S. 36:209(O); Repeals R.S. 36:802.22)