
DIGEST

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HB 85 Reengrossed

2018 Regular Session

James

Abstract: Exempts certain members of governing authorities of special districts established for the purpose of promoting and adding to the security of district residents from financial disclosure requirements.

Present law (R.S. 42:1124.2.1–Tier 2.1) requires certain board and commission members to file a financial disclosure statement with the Board of Ethics by May 15 of each year during which the person holds the public office or position and the year following the termination of the holding of such office or position. The statement shall include the following information for the entire preceding calendar year: (1) the full name and mailing address of the individual required to file; (2) the full name of the individual's spouse and the spouse's occupation and principal business address; (3) the name of the employer, job title, and a brief job description of each employment position held by the individual or spouse; (4) the name, address, brief description of, and nature of association with and the amount of interest in each business in which the individual or spouse is a director, officer, owner, partner, member, or trustee, and in which the individual or spouse, either individually or collectively, owns an interest which exceeds 10% of that business; (5) the name, address, brief description of, and nature of association with a nonprofit organization in which the individual or spouse is a director or officer; (6) the amount of income received by the individual or his spouse from the state, political subdivisions, and certain gaming interests; (7) a certification that such individual has filed his federal and state income tax returns or has filed for an extension of time for filing such tax returns; and (8) either a certification that neither the individual nor any member of his immediate family had a personal or financial interest in any entity, contract, or business or a personal or financial relationship that in any way posed a conflict of interest which affected the impartial performance of the individual's duties as a member of the board or commission or a statement describing each conflict and any action the individual took to resolve or avoid the conflict. Present law provides certain exceptions to the filing requirements.

Proposed law provides that for purposes of present law filing requirements, the term "board and commission" shall not mean any board or commission that is the governing authority of a special district established by Chapter 29 of Title 33 of the Louisiana Revised Statutes of 1950 or pursuant to Chapter 30-A of Title 33 of the Louisiana Revised Statutes of 1950 for the purpose of improvement or beautification of the district or promoting and adding to the security of district residents, provided that the boundaries of the special district are not coterminous with the boundaries of a parish or municipality and provided that the board or commission does not have the authority to expend, disperse, or invest more than \$500,000 of funds in a fiscal year.

(Adds R.S. 42:1124.2.1(D)(1)(b)(vii))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Limit the exemption provided in proposed law to neighborhood security and improvement boards or commissions that do not have the authority to expend, disperse, or invest more than \$500,000 of funds in a fiscal year.