

2020 Regular Session

HOUSE BILL NO. 248

BY REPRESENTATIVE HARRIS

STATE DEPARTMENT: Provides relative to overtime compensation of Department of State employees for election-related activities during certain time periods

1 AN ACT

2 To enact R.S. 18:1400.9, relative to employees of the secretary of state; to provide relative  
3 to overtime compensation for permanent employees of the secretary of state for the  
4 performance of election-related activities during certain time periods; to provide that  
5 such compensation is an election expense; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 18:1400.9 is hereby enacted to read as follows:

8 §1400.9. Expenses incurred by secretary of state for overtime related to conduct of  
9 early voting and the election; payment by secretary of state  
10 Election expenses incurred by the secretary of state for the payment of  
11 overtime compensation to his permanent employees for overtime incurred to perform  
12 duties and responsibilities associated with early voting and the election during the  
13 time period beginning at 4:30 p.m. on the day before the start of early voting through  
14 11:59 p.m. on the day after election day shall be paid by the state from funds  
15 appropriated to the secretary of state for that purpose.

16 Section 2. This Act shall become effective upon signature by the governor or, if not  
17 signed by the governor, upon expiration of the time for bills to become law without signature  
18 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
19 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
20 effective on the day following such approval.

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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)]

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HB 248 Original

2020 Regular Session

Harris

**Abstract:** Provides that expenses for the payment of overtime compensation to employees of the secretary of state for overtime related to the conduct of early voting and the election during a specified time period shall be paid by the state from funds appropriated to the secretary of state.

Present law provides relative to payment of costs related to elections including the payment of costs of ballots and election materials, publication of the location of polling places, of renting polling places, of drayage, of setting up voting machines, of compensating commissioners and deputy parish custodians, of transmitting election returns, of other election-related costs incurred by registrars of voters, clerks of court, and the parish board of election supervisors. Present law further specifies which election expenses will be shared on a prorated basis by the state and local governments depending on what is on the ballot and which costs will be paid either by the appropriate local governing authority or by the state. Present law additionally provides that election expenses incurred by a registrar of voters and his permanent employees to perform election duties and responsibilities associated with early voting on any day during the week between 4:30 p.m. and the time that early voting terminates that day and on any Saturday on which early voting is conducted shall be paid by the state from funds appropriated to the secretary of state for that purpose.

Proposed law retains present law and further provides that election expenses incurred by the secretary of state for the payment of overtime compensation to his permanent employees for overtime incurred to perform duties and responsibilities associated with early voting and the election during the time period beginning at 4:30 p.m. on the day before the start of early voting through 11:59 p.m. on the day after election day shall be paid by the state from funds appropriated to the secretary of state for that purpose.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 18:1400.9)