

# ACT No. 430

Regular Session, 2009

HOUSE BILL NO. 695

BY REPRESENTATIVE GREENE

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

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AN ACT

To amend and reenact R.S. 42:1125(A), (C)(introductory paragraph), (D), and (E) and to enact R.S. 42:1125(F), relative to gubernatorial transition and inauguration; to provide relative to contribution limits; to provide relative to reporting; to provide relative to the duties of the Board of Ethics; to provide relative to certain records; to provide for effectiveness and applicability; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 42:1125(A), (C)(introductory paragraph), (D), and (E) are hereby amended and reenacted and R.S. 42:1125(F) is hereby enacted to read as follows:

§1125. Gubernatorial transition and inauguration; contribution limits; reports

A.(1) Any contribution received and accepted by the ~~governor-elect~~ person elected governor, or ~~anyone~~ any person on his behalf, following the date of his election and ~~prior to the thirtieth day after his inauguration~~, expenditures made from such contributions shall be reported by the governor to the Board of Ethics as provided for in this Section. ~~The report shall be accompanied by an affidavit by the governor certifying that the information contained in the report is true and correct to the best of his knowledge, information, and belief.~~

(2) The ~~governor-elect~~ person elected governor and ~~anyone~~ any person accepting contributions on his behalf shall not accept contributions totaling more than ~~ten~~ five thousand dollars from any person.

\* \* \*

1 C. On or before the sixtieth day after the gubernatorial inauguration and by  
 2 February fifteenth annually thereafter until all contributions have been expended or  
 3 used, the governor shall file an all-inclusive report with the Board of Ethics for  
 4 ~~which reporting is required by Subsection A~~ which shall state:

5 \* \* \*

6 D. All reports required by this Section shall be:

7 (1) Filed electronically through the Board of Ethics Computerized Data  
 8 Management System as provided in R.S. 42:1158.

9 (2) Filed on forms prepared for this purpose by the Board of Ethics. Such  
 10 forms shall be substantially similar to forms used for filings of campaign finance  
 11 reports for candidates for statewide office prepared by the board acting as the  
 12 Supervisory Committee on Campaign Finance Disclosure.

13 (3) Accompanied by an affidavit by the governor certifying that the  
 14 information contained in the report is true and correct to the best of his knowledge,  
 15 information, and belief.

16 ~~D. E.~~ E. The governor shall be immune from civil liability as a result of any  
 17 disclosure made pursuant to this Section.

18 ~~E. F.~~ F. Notwithstanding any other provision of law to the contrary, all  
 19 information required to be reported pursuant to this Section shall be public record,  
 20 and all financial records of the transition and inauguration, including those of any  
 21 legal entity that accepts contributions or makes expenditures for the transition or  
 22 inauguration, shall be considered public records subject to the provisions of R.S.  
 23 44:1 et seq.

24 Section 2. The Board of Ethics shall publish and make available forms for filing the  
 25 reports required by this Act within sixty days of the effective date of this Act. The board  
 26 shall notify the governor when such forms are complete and available.

27 Section 3. This Act shall become effective upon signature by the governor or, if not  
 28 signed by the governor, upon expiration of the time for bills to become law without signature  
 29 by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If

1 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
2 effective on the day following such approval.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_