

Regular Session, 2013

HOUSE BILL NO. 667

BY REPRESENTATIVE GAINES

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

HOUSING/AUTHORITIES: Provides relative to the appointment and removal of commissioners of local housing authorities located in certain parishes

1 AN ACT

2 To enact R.S. 40:531(A)(3) and 537(A)(5), relative to local housing authorities; to provide
3 relative to the governing boards of authorities located in certain parishes; to provide
4 that governing board members shall be appointed and removed by the chief elected
5 official of the parish rather than the parish governing authority; and to provide for
6 related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 40:531(A)(3) and 537(A)(5) are hereby enacted to read as follows:

9 §531. Appointment of commissioners to local housing authority

10 A.

11 * * *

12 (3) Notwithstanding any other provision of law to the contrary, when the
13 governing body of a parish with a population of not more than forty-six thousand
14 five hundred persons and not less than forty-five thousand five hundred persons
15 based on the latest federal decennial census has determined by resolution as set forth
16 in R.S. 40:393, that it is expedient to establish a local housing authority, the chief
17 elected official of the parish shall appoint five persons who shall constitute the
18 governing body of the local housing authority and shall be called commissioners.

19 * * *

1 §537. Removal of commissioners

2 A.

3 * * *

4 (5) Notwithstanding any other provision of law to the contrary, a
5 commissioner of a local housing authority in any parish with a population of not
6 more than forty-six thousand five hundred persons and not less than forty-five
7 thousand five hundred persons based on the latest federal decennial census may be
8 removed on any such grounds by the chief elected official appointing the
9 commissioner.

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)]

Gaines

HB No. 667

Abstract: Provides that the appointment and removal of commissioners of a local housing authority in any parish with a population of not more than 46,500 and not less than 45,500 persons shall be made by the chief elected official of the parish rather than the parish governing authority.

Present law provides that when the governing body of any municipality or parish has determined by resolution that it is expedient to establish a local housing authority, the chief elected official of the municipality or parish, or if no such official exists, then the governing body itself shall appoint five persons to constitute the housing authority’s governing body. Provides that such persons are called commissioners.

Proposed law provides that the appointment of commissioners to a housing authority established pursuant to resolution of the parish governing body of any parish with a population of not more than 46,500 and not less than 45,500 persons based on the latest federal decennial census shall be made by the chief elected official of the parish rather than parish governing authority. Proposed law otherwise retains present law.

Present law provides that a commissioner of a local housing authority may be removed for neglect of duty, misconduct in office, or conviction of any felony by the chief elected official of the municipality or parish appointing the commissioner, or if no chief elected official exists, then by the governing body of such municipality or parish.

Proposed law provides that a commissioner of a housing authority established pursuant to resolution of the parish governing body of any parish with a population of not more than 46,500 and not less than 45,500 persons based on the latest federal decennial census may be removed for the above-stated reasons by the chief elected official of the parish rather than parish governing authority. Proposed law otherwise retains present law.

(Adds R.S. 40:531(A)(3) and 537(A)(5))