

Regular Session, 2014

SENATE BILL NO. 199

BY SENATOR MURRAY AND REPRESENTATIVE MILLER

ETHICS. Provides, relative to personal financial disclosure, that assessment of a late fee for which all appeal delays have expired will become executory and enforced as a money judgment. (8/1/14)

1 AN ACT

2 To enact R.S. 42:1124.1(D), relative to personal financial disclosure; to provide for the  
3 assessment and collection of late fees; to provide civil proceedings to collect such  
4 assessment; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 42:1124.1(D) is hereby enacted to read as follows:

7 §1124.1. Penalties; required reports; failure to file; timely and accurate filing

8 \* \* \*

9 **D. When all delays for a request for waiver or appeal have expired, a**  
10 **final order of the Board of Ethics or its staff shall become executory and may**  
11 **be enforced as any other money judgment. The Board of Ethics may file civil**  
12 **proceedings to collect such civil penalties in the district court of the parish in**  
13 **which the candidate, chairman, or treasurer of the political committee or other**  
14 **person required to file reports is domiciled. The proceedings shall be conducted**  
15 **pursuant to the relevant provisions of the Louisiana Code of Civil Procedure.**  
16 **The proceeds of such civil penalties shall be paid directly to the treasurer of the**  
17 **state of Louisiana.**

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The original instrument was prepared by Ashley Menou. The following digest, which does not constitute a part of the legislative instrument, was prepared by Thomas L. Tyler.

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DIGEST

Murray (SB 199)

Proposed law allows the late fees resulting from failure to file personal financial disclosures timely to become executory and enforced as money judgments after the expiration of all applicable time delays.

Proposed law provides penalties due to a failure to file personal financial disclosure statements timely. Provides that when all delays for a request for waiver or appeal have expired, a final order of the Board of Ethics or its staff shall become executory and may be enforced as any other money judgment. Authorizes the Board of Ethics to file civil proceedings to collect the civil penalties in the district court of the parish in which the candidate, chairman, or treasurer of the political committee or other person required to file reports is domiciled. Provides that these proceedings be conducted pursuant to the relevant provisions of the Code of Civil Procedure and that the proceeds from these civil penalties be paid directly to the state treasurer.

Effective August 1, 2014.

(Adds R.S. 42:1124.1(D))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Senate and Governmental Affairs to the original bill

1. Clarifies that a final order of the Board of Ethics or its staff becomes executory when all delays have expired and may be enforced as any other money judgment.