
DIGEST

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Arnold

HB No. 1093

Abstract: Authorizes certain development districts that receive TIF funding from a municipality to provide for an audit of related financial activities of the municipality and other entities that provide such funding to the district.

Proposed law authorizes the governing authority of a development district to provide for an audit of financial activities, statements, and records of the municipality in which it is located and of other local governmental entities related to tax increment financing from which the development district receives or should receive funds pursuant to agreements with the municipality and other local governmental entities. Authorizes the district governing authority to request the legislative auditor to conduct such audit in accordance with the provisions of present law relative to the powers of the auditor, or if the legislative auditor determines not to perform the audit, authorizes the district governing authority to contract with an auditor approved by the legislative auditor to conduct such audit in accordance with the provisions of present law relative to the powers of the auditor.

Proposed law requires that the audit be in compliance with governmental auditing standards and call attention to matters required by governmental auditing standards and the La. Governmental Audit Guide including reportable conditions, failure to comply with laws and regulations, and such additional matters as may be appropriate. Provides that the audit report make specific recommendations for future avoidance together with the response of the municipality and any other entities audited.

Proposed law is applicable only to a development district created by law that has a board of commissioners that is not the governing authority of a parish or municipality and:

- (1) The municipality in which the district is located is authorized to levy taxes and incur indebtedness for the benefit of the district; and
- (2) The district receives funds from tax increment financing through agreements with the municipality in which it is located.

Proposed law authorizes such audits as frequently as the district governing authority deems necessary but not more frequently than once in a 12-month period. Authorizes the district to use any district funds to pay audit costs except taxes dedicated to the payment of bonds or indebtedness.

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

(Adds R.S. 33:9038.1)

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Municipal, Parochial and Cultural Affairs to the original bill.

1. Adds references to present law regarding the authority of the auditor.