The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Alan Miller.

DIGEST 2015 Regular Session

SB 153 Original

Martiny

<u>Present law</u> requires that the appointed members of the Board of Directors of the La. State Museum have a knowledge of and interest in art, history, and cultural restoration.

<u>Proposed law</u> requires that the appointed members have experience in marketing, law, historic preservation, museum sciences, finance, accounting, business administration, fundraising for nonprofits, facility management, community or consumer advocacy, or other pertinent disciplines.

<u>Proposed law</u> retains <u>present law</u> that the secretary of Culture, Recreation and Tourism serve as a board member.

<u>Present law</u> provides that members be appointed by the lt. governor as follows:

- (1) Each of the following shall submit a list of four names, and the lt. governor shall appoint one member from each list:
 - (a) The Friends of the Cabildo.
 - (b) The Louisiana Historical Society.
 - (c) The Louisiana Historical Association.
 - (d) The Foundation for Historical Louisiana, Inc.
 - (e) The Wedell-Williams Memorial Foundation of the Wedell-Williams Aviation and Cypress Sawmill Foundation in Patterson.
 - (f) The Louisiana Museum Foundation.
 - (g) The Friends of the Edward Douglass White Historic Site.
 - (h) The Louisiana Sports Hall of Fame Foundation.
 - (i) The Louisiana Civil Rights Museum Advisory Board.
- (2) 11 members shall be appointed from the state at large in such manner as to provide that membership on the board will reflect the ethnic and cultural diversity of the population of the state and encourage statewide representation on the board.

Proposed law provides that members be appointed by the lt. governor as follows:

- (1) Each of the following shall submit a list of four names, and the lt. governor shall appoint members in a manner described below:
 - (a) Two members nominated by the Friends of the Cabildo.
 - (b) One member nominated by the Louisiana Historical Society.
 - (c) One member nominated by the Louisiana Historical Association.
 - (d) One member nominated by the Foundation for Historical Louisiana, Inc.
 - (e) One member nominated by the Wedell-Williams Memorial Foundation of the Wedell-Williams Aviation and Cypress Sawmill Foundation in Patterson.
 - (f) Two members nominated by the Louisiana Museum Foundation.
 - (g) One member nominated by the Friends of the Edward Douglass White Historic Site.
 - (h) One member nominated by the Louisiana Sports Hall of Fame Foundation.
 - (i) One member nominated by the Louisiana Civil Rights Museum Advisory Board.
 - (i) One member nominated by the Friends of Capitol Park Museum.
- (2) Eight members shall be appointed from the state at large in such manner as to provide that membership on the board will reflect the ethnic and cultural diversity of the population of the state and encourage statewide representation on the board.

<u>Present law</u> provides that each appointed member shall serve a term concurrent with the term of the lt. governor making the appointment.

Proposed law provides that the term of each appointment member shall be for four years.

<u>Proposed law</u> further provides that the appointments be staggered after the initial term. Initially, five members shall serve a term of one year; five members shall serve a term of two years; five members shall serve a term of three years; five members shall serve a term of four years, as determined by lot at the first meeting of the board.

<u>Proposed law</u> prohibits an appointed member from serving more than two consecutive terms. Requires the lt. governor to fill a vacancy within 30 days.

<u>Proposed law</u> requires the board to collaborate with the secretary of CRT and assistant secretary to establish fiscal policies, including but not limited to operational budgets and financial controls over

existing and new projects.

<u>Proposed law provides that the board establish policy for the office of state museum, in consultation with the lt. governor.</u>

<u>Present law</u> provides that the board advise the secretary of CRT and the assistant secretary of the office of the state museum with respect to policies for the state museum.

<u>Present law</u> provides that the lt. governor appoint a professional director of the La. State Museum who shall have at least 10 years of experience in institutional administration and curatorship in a field related to the purposes and activities of the museum. <u>Present law</u> further provides that the director shall serve as the assistant secretary of the office of the state museum and that he shall serve at the pleasure of the lt. governor and receive such salary as fixed by the lt. governor. <u>Present law</u> further provides that the museum director serve as executive and administrative officer of the board and shall discharge all operational, maintenance, administrative, and executive functions of the board, subject to the control, jurisdiction, and supervision of the secretary of the department.

<u>Proposed law</u> provides that the museum director be appointed by the lt. governor from a list of two candidates nominated by a search committee appointed by the board. <u>Proposed law</u> further requires the lt. governor to make the appointment no later than 60 days after receiving the list of candidates from the search committee. <u>Proposed law</u> requires that the museum director have a master's degree in Museum Sciences, or a related field, and provide clear evidence of successful performance, with no fewer than 10 years experience as a skilled professional in the following areas:

- (1) Strategic planning and thinking in areas of community outreach, education and expansion of programs which fulfil the museum's mission.
- (2) Performance of a leadership role for a multi-campus museum, and a clear understanding of how they function, including all aspects of operations.
- (3) Evidence of ability to work effectively with a board of directors and museum staff, providing a bridge between the two worlds.
- (4) Creation and implementation of successful fundraising campaigns that have raised at least two and one-half million dollars from corporations and private donors.
- (5) Ability to be enthusiastic, motivated, and create an atmosphere that motivates others in the fulfillment of the museum's mission and goals.

<u>Proposed law</u> provides for the director to serve as assistant secretary of the office of state museum.

<u>Proposed law</u> provides that CRT contract with the director to discharge all operational, maintenance, administrative, and executive functions of the board with accountability to the board regarding same.

Proposed law provides that the director's contract also address term and other conditions established

by the board in conjunction with the lt. governor.

<u>Proposed law</u> provides that the salary of the director be paid by the department commensurate with the other assistant secretary positions and that the salary may be additionally supplemented beyond the normal amount by the board or Louisiana museum foundations as provided for in the Ethics Code.

Proposed law provides that the director only be terminated for cause by the board.

<u>Present law</u> prohibits any public servant from receiving anything of economic value, other than compensation and benefits from the governmental entity to which he is duly entitled, for the performance of the duties and responsibilities of his office or position.

<u>Present law</u> authorizes that supplementary compensation or benefits provided to an employee of a public higher education institution, board, or system from funds or property accruing to the benefit of the institution, board, or system as approved by the appropriate policy or management board, through an alumni organization recognized by the management board of a college or university within the state or through a foundation organized by the alumni or other supportive individuals of a college or university within the state the charter of which specifically provides that the purpose of the foundation is to aid said college or university in a philanthropic manner shall be deemed for purposes of <u>present law</u> as compensation and benefits from the government to which he is duly entitled.

<u>Proposed law</u> retains <u>present law</u>, and further authorizes that supplementary compensation or benefits provided to the director of the Louisiana State Museum as approved by the board of directors of the Louisiana State Museum through the board or a foundation organized to support any particular museum under the jurisdiction of the Louisiana State Museum whose charter specifically provides that the purpose of the foundation is to aid said museum in a philanthropic manner shall be deemed for purposes of <u>present law</u> as compensation and benefits from the government to which he is duly entitled.

Effective January 12, 2016.

(Amends R.S. 25:341(D)(intro para), (1) and (2), (E), and (F)(3), 342(A)(5), (6), (7), and (8), (B)(1) and (2), 343, and R.S. 42:1111(A)(1); adds R.S. 25:342(A)(9))