2016 Regular Session

HOUSE BILL NO. 965

BY REPRESENTATIVE ROBERT JOHNSON

ETHICS/FINANCIAL DISCLOS: Provides relative to the disclosure of information regarding certain contracts with the state or political subdivisions for the purposes of Tier 3 annual financial disclosure statements

AN ACT

To amend and reenact R.S. 42:1124.3(C)(1), relative to financial disclosure; to change certain disclosure requirements regarding business income from the state or political subdivisions; to require certain specified information regarding contracts with certain businesses and the state or political subdivisions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 42:1124.3(C)(1) is hereby amended and reenacted to read as follows:

§1124.3. Financial disclosure; certain elected officials, voting districts of under five thousand

* * *

C. The financial statement required by this Section shall be filed on a form prescribed by the Board of Ethics and shall include the following information:

(1)(a) Any and all income exceeding two hundred fifty dollars received during the immediately preceding calendar year by the individual who is required to file~~,~~ or the spouse of such individual~~, or any business in which such individual or his spouse, individually or collectively, owns at least ten percent,~~ which is received from any of the following:

~~(a)~~(i) The state or any political subdivision as defined in Article VI of the Constitution of Louisiana.

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~~(b)~~(ii) Services performed for or in connection with a gaming interest as defined in R.S. 18:1505.2(L)(3)(a).

(b) Any and all income exceeding two hundred fifty dollars received during the immediately preceding calendar year by any business in which the individual required to file or his spouse, individually or collectively, owns at least ten percent, which is received for services performed for or in connection with a gaming interest as defined in R.S. 18:1505.2(L)(3)(a).

(c) Each contract entered into during the immediately preceding calendar year by any business in which the individual required to file or his spouse, individually or collectively, owns at least ten percent with the state or any political subdivision as defined in Article VI of the Constitution of Louisiana, including the amount or value of the contract, the duration of the contract, and a description of the goods or services provided or to be provided pursuant to the contract.

* * *

Section 2. This Act shall become effective on January 1, 2017.

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)]

HB 965 Engrossed 2016 Regular Session Robert Johnson

Abstract: For Tier 3 financial disclosure filers, removes disclosure requirement of business income from the state or a political subdivision and instead requires the disclosure of each contract entered into by any business in which the filer or his spouse owns at least 10% with the state or a political subdivision, including the amount or value of the contract, the duration of the contract, and a description of the goods or services provided or to be provided pursuant to the contract.

Present law (R.S. 42:1124.3–ethics code) regarding Tier 3 annual financial disclosure, requires the annual filing of a financial statement by specified officials, including each person holding a public office who represents a voting district having a population of fewer than 5,000 persons and each member of a governing authority or management board of a charter school.

Present law requires the financial statement to contain specified information, including specific amounts, as to income received during the immediately preceding calendar year by the individual or his spouse or any business in which such individual or his spouse, individually or collectively, owns at least 10%, from the state, a political subdivision, or certain gaming interests, a certification that such individual has filed his federal and state income tax returns or has filed for an extension of time for filing such tax returns, the full

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name and address of the individual required to file, the full name of the spouse and the spouse's occupation and principal business address, and the name of the employer, job title, and brief job description of each employment held by the individual or spouse.

Proposed law removes the requirement that income received from the state or political subdivision by a business in which such individual or his spouse, individually or collectively, owns at least 10% be reported and instead requires the reporting of each such contract entered into by any business in which the individual required to file or his spouse, individually or collectively, owns at least 10%, with the state or political subdivision, including the amount or value of the contract, the duration of the contract, and a description of the goods or services provided or to be provided pursuant to the contract and otherwise retains present law.

Effective January 1, 2017.

(Amends R.S. 42:1124.3(C)(1))

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