2016 Regular Session SENATE BILL NO. 207

BY SENATOR COLOMB

ACT No. 520

1	AN ACT
2	To amend and reenact R.S. 39:1303(C), 1309(A) and (C), and to enact R.S. 39:1302(4) and
3	(5), 1305(F), and 1310(C), relative to the Louisiana Local Government Budget Act;
4	to provide definitions; to provide for retroactivity; and to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 39:1303(C), 1309(A) and (C) are hereby amended and reenacted and
7	R.S. 39:1302(4) and (5), 1305(F), and 1310(C) are hereby enacted to read as follows:
8	§1302. Definitions
9	For the purposes of this Chapter:
10	* * *
11	(4) "Proposed budget" means the budget prepared and submitted to the
12	governing authority of the political subdivision by the chief executive or
13	administrative officer.
14	(5) "Adopted budget" means the budget adopted by the governing
14 15	(5) "Adopted budget" means the budget adopted by the governing authority of the political subdivision inclusive of any and all amendments
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	authority of the political subdivision inclusive of any and all amendments
15 16 17	authority of the political subdivision inclusive of any and all amendments adopted by the governing authority to the proposed budget.
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15 16 17 18 19 20	authority of the political subdivision inclusive of any and all amendments adopted by the governing authority to the proposed budget. §1303. Legislative intent * * C. It is the intent of the legislature that this Chapter shall apply to political subdivisions operating under a home rule charter or plan of government adopted or
15 16 17 18 19 20 21	authority of the political subdivision inclusive of any and all amendments adopted by the governing authority to the proposed budget. §1303. Legislative intent * * C. It is the intent of the legislature that this Chapter shall apply to political subdivisions operating under a home rule charter or plan of government adopted or in existence pursuant to and under the authority of Article VI of the Louisiana
 15 16 17 18 19 20 21 22 	authority of the political subdivision inclusive of any and all amendments adopted by the governing authority to the proposed budget. §1303. Legislative intent * * * C. It is the intent of the legislature that this Chapter shall apply to political subdivisions operating under a home rule charter or plan of government adopted or in existence pursuant to and under the authority of Article VI of the Louisiana Constitution of 1974 to the extent that governments operating under home rule
 15 16 17 18 19 20 21 22 23 	authority of the political subdivision inclusive of any and all amendments adopted by the governing authority to the proposed budget. §1303. Legislative intent * * * C. It is the intent of the legislature that this Chapter shall apply to political subdivisions operating under a home rule charter or plan of government adopted or in existence pursuant to and under the authority of Article VI of the Louisiana Constitution of 1974 to the extent that governments operating under home rule charters are subject to this Chapter as minimum standards only if and when it does

Page 1 of 3 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

1	* * *
2	F. The proposed budget and the attendant budget adoption instrument
3	may be amended to the extent deemed appropriate by the governing authority
4	at any point prior to final adoption, unless otherwise provided in an ordinance
5	or home rule charter of the political subdivision.
6	* * *
7	§1309. Adoption
8	A. All action necessary to adopt and otherwise finalize and implement the
9	budget for a fiscal year, including the adoption of any amendments to the
10	proposed budget, shall be taken in open meeting and completed before the end of
11	the prior fiscal year except that:
12	(1) All action necessary to adopt and otherwise finalize and implement the
13	proposed budget for a school board, including the adoption of any amendments
14	to the proposed budget, shall be taken in open meeting and completed prior to the
15	date for budget adoption by school boards, as required by R.S. 17:88(A).
16	(2) All action necessary to adopt and otherwise finalize and implement the
17	proposed budget for a parish, including the adoption of any amendments to the
18	proposed budget , shall be taken in open meeting and completed prior to the thirtieth
19	day of the fiscal year for which the budget is to be applicable.
20	* * *
21	C. The adopted budget shall contain the same information as that required for
22	the proposed budget according to R.S. 39:1305(C) for the proposed budget, plus any
23	amendments adopted prior to final adoption by the governing authority.
24	* * *
25	§1310. Amending the adopted budget
26	* * *
27	<u>C.</u> The provisions of this Section shall not apply to the amendments of
28	the proposed budget prior to final adoption.
29	Section 2. The provisions of this Act are deemed to be remedial and curative,
30	intended to clarify existing law, and to be afforded retroactive application.

Page 2 of 3 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

SB NO. 207

ENROLLED

1	Section 3. This Act shall become effective on August 1, 2016; if vetoed by the
2	governor and subsequently approved by the legislature, this Act shall become effective on
3	August 1, 2016, or on the day following such approval by the legislature, whichever is later.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____