

Regular Session, 1997

HOUSE BILL NO. 852

BY REPRESENTATIVE JACK SMITH

INTERIM EMERGENCY BOARD: (Constitutional Amendment) Allows IEB to appropriate funds to avert an impending emergency as defined by law

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A JOINT RESOLUTION

Proposing to amend Article VII, Section 7(B) of the Constitution of Louisiana, relative to the Interim Emergency Board; to allow the board to appropriate funds to avert an impending emergency; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state of Louisiana, for their approval or rejection in the manner provided by law, a proposal to amend Article VII, Section 7(B) of the Constitution of Louisiana, to read as follows:

§7. State Debt; Interim Emergency Board

Section 7.

* * *

(B) Powers. Between sessions of the legislature, when the board by majority vote determines that an emergency or impending emergency exists, it may appropriate from the state general fund or

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 borrow on the full faith and credit of the state an amount to meet the
 2 emergency. The appropriation may be made or the indebtedness
 3 incurred only for a purpose for which the legislature may appropriate
 4 funds and then only after the board obtains, as provided by law, the
 5 written consent of two-thirds of the elected members of each house of
 6 the legislature. For the purposes of this Paragraph, an emergency is an
 7 event or occurrence not reasonably anticipated by the legislature and an
 8 impending emergency shall be as provided by law.

9 * * *

10 Section 2. Be it further resolved that this proposed amendment shall be
 11 submitted to the electors of the state of Louisiana at the congressional primary
 12 election to be held in 1998.

13 Section 3. Be it further resolved that on the official ballot to be used
 14 at said election there shall be printed a proposition, upon which the electors
 15 of the state shall be permitted to vote FOR or AGAINST, to amend the
 16 Constitution of Louisiana, which proposition shall read as follows:

17 To allow the Interim Emergency Board to appropriate funds to
 18 avert an impending emergency as well as for an emergency and
 19 to provide that the legislature shall define an impending
 20 emergency. (Amends Article VII, Section 7(B))

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument.

Jack Smith

HB No. 852

Present constitution creates the Interim Emergency Board and provides for its membership and authority. Provides that the board may appropriate from its fund monies to meet an emergency if such appropriation is approved by 2/3 vote of the legislature.

Proposed constitutional amendment adds to authority of the board the authority to appropriate to avert an impending emergency. Provides that the legislature shall define an impending emergency.

Provides for submission of the proposed amendment to the voters at the congressional primary election in 1998.

(Amends Const. Art. VII, §7(B))