

Regular Session, 2011

HOUSE BILL NO. 188

BY REPRESENTATIVE HARDY

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

1 AN ACT

2 To amend and reenact R.S. 40:487 and R.S. 44:1(A)(1), relative to affiliates of housing  
3 authorities; to remove the public records exception applicable to such affiliates; to  
4 provide for the applicability of the Public Records Law to such affiliates; to provide  
5 relative to applicability to persons holding an ownership interest in or authority over  
6 an affiliate of a housing authority; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 40:487 is hereby amended and reenacted to read as follows:

9 §487. Affiliates, applicability of certain laws

10 A. Affiliates of housing authorities shall not, by virtue of their affiliation  
11 with such local housing authorities, become subject to the laws of this state  
12 applicable to public agencies and their governing bodies, including but not limited  
13 to laws pertaining to ~~public disclosure of records~~, open meetings, minimum wage  
14 rates applicable to government contracts and employees, if any, procurement of  
15 goods and services, and laws relating to public employees.

16 B. Notwithstanding any provision of Subsection A of this Section to the  
17 contrary, affiliates of housing authorities shall be subject to the Public Records Law.  
18 For the purposes of the Public Records Law, affiliates of housing authorities shall be  
19 considered public bodies.

20 \* \* \*

1 Section 2. R.S. 44:1(A)(1) is hereby amended and reenacted to read as follows:

2 §1. General definitions

3 A.(1) As used in this Chapter, the phrase "public body" means any branch,  
4 department, office, agency, board, commission, district, governing authority,  
5 political subdivision, or any committee, subcommittee, advisory board, or task force  
6 thereof, ~~or~~ any other instrumentality of state, parish, or municipal government,  
7 including a public or quasi-public nonprofit corporation designated as an entity to  
8 perform a governmental or proprietary function, or an affiliate of a housing  
9 authority.

10 \* \* \*

11 Section 2. Nothing in this Act shall be construed to require the disclosure of any  
12 document or record of a person who holds an ownership interest in or authority over an  
13 affiliate of a housing authority and who is not otherwise subject to the Public Records Law;  
14 however, nothing in this Section shall be construed to prevent the disclosure of the identity  
15 of a person who holds an ownership interest in an affiliate of a housing authority.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_