

Regular Session, 2011

ACT No. 79

HOUSE BILL NO. 188

BY REPRESENTATIVE HARDY

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

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AN ACT

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

Be it enacted by the Legislature of Louisiana:

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

§487. Affiliates, applicability of certain laws

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

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

* * *

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.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____