

SENATE BILL NO. 312

BY SENATOR LAFLEUR

1 AN ACT

2 To amend and reenact R.S. 42:19.1, relative to notice of meetings; to provide for certain  
3 notice requirements for public meetings by political subdivisions considering the  
4 proposal of certain taxes or the calling of certain tax proposition elections; to remove  
5 certain exceptions; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 42:19.1 is hereby amended and reenacted to read as follows:

8 §19.1. Procedure for the ~~levy~~, **proposal**, increase, renewal, or continuation of a tax  
9 or for calling an election for such purposes by political subdivisions

10 A.(1)~~(a)~~ Except as provided for in ~~Subparagraph (b)~~ **Paragraph (2)** of this  
11 ~~Paragraph~~ **Subsection**, in addition to any other requirements provided for in R.S.  
12 42:19 or other provisions of law, public notice of the date, time, and place of any  
13 meeting at which a political subdivision as defined in Article VI, Section 44(2) of the  
14 Constitution of Louisiana intends to ~~levy~~ **propose** a new ad valorem property tax or  
15 sales and use tax, or increase or renew any existing ad valorem property tax or sales  
16 and use tax, ~~or~~ **and** authorize the calling of an election for submittal of such question  
17 to the voters of the political subdivision shall be published in the official journal of  
18 the political subdivision no more than sixty days nor less than ~~thirty~~ **twenty** days  
19 before such public meeting; shall be announced to the public during the course of a  
20 public meeting of such political subdivision no more than sixty days nor less than  
21 ~~thirty~~ **twenty** days before such public meeting; and notice of such meeting shall be  
22 written and hand delivered or transmitted by email to each voting member of any  
23 governing authority of a political subdivision that is required to approve such a  
24 measure previously adopted by another governing authority and to each state senator  
25 and representative in whose district all or a portion of the political subdivision is  
26 located, no more than sixty days nor less than ~~thirty~~ **twenty** days before such public

1 meeting. Email delivery shall be made to the official email address of such voting  
 2 members or legislators and to any other address provided in writing to the political  
 3 subdivision by such a voting member or legislator. The inadvertent failure to notify  
 4 a state senator or representative as required by this Subsection shall not constitute a  
 5 violation of this Section; however, the knowing failure to notify a state senator or  
 6 representative as required by this Subsection or the willful disregard of the  
 7 requirement to notify a state senator or representative as required by this Subsection  
 8 shall constitute a violation of this Chapter.

9 ~~(b)(2)~~ If at a meeting held in accordance with ~~Subparagraph (a)~~ **Paragraph**  
 10 **(1)** of this ~~Paragraph~~ **Subsection** a political subdivision adopts such a measure, the  
 11 provisions of this Section shall not apply to a subsequent meeting of such political  
 12 subdivision if the only action taken at the subsequent meeting is one which results  
 13 in a change to the previously adopted measure that reduces the rate or term of the tax  
 14 in the measure and thereby reduces the total amount of tax that would be collected  
 15 under the measure, or substantially reduces the cost to the political subdivision of  
 16 any bond or debt obligation to be incurred by the political subdivision.

17 ~~(2)(a)~~**B.(1)** In the event of cancellation or postponement of a meeting at  
 18 which consideration of or action upon a proposal to ~~levy~~, increase, renew, or  
 19 continue any ad valorem or sales and use tax ~~or~~ **and** authorize the calling of an  
 20 election for submittal of such questions to the voters of the political subdivision was  
 21 scheduled, notice of the date, time, and place of any subsequent meeting to consider  
 22 such proposal shall be published in the official journal of the political subdivision no  
 23 less than ten days before such subsequent meeting.

24 ~~(b)(2)~~ However, in the event that consideration of or action upon any such  
 25 proposal was postponed at the scheduled meeting, or any such proposal was  
 26 considered at the scheduled meeting without action or vote, then any subsequent  
 27 meeting to consider such proposal shall be subject to the requirements of  
 28 ~~Subparagraph (a) of this Paragraph unless the date, time, and place of a subsequent~~  
 29 ~~meeting for consideration of such proposal is announced to the public during the~~  
 30 ~~course of such meeting~~ **Paragraph (1) of this Subsection.**

1                   B. The provisions of this Section shall not apply to any consideration of or  
 2                   action upon a proposal to levy additional or increased ad valorem property tax  
 3                   millages on property without voter approval to which the provisions of R.S.  
 4                   47:1705(B)(2)(c) and (d) apply.

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 PRESIDENT OF THE SENATE

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 SPEAKER OF THE HOUSE OF REPRESENTATIVES

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 GOVERNOR OF THE STATE OF LOUISIANA

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