

2026 Regular Session

HOUSE BILL NO. 530

BY REPRESENTATIVE BERAULT

LOCAL GOVERNMENT: (Constitutional Amendment) Provides for home rule charter or plan of government provisions affecting certain parish officials and school boards

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A JOINT RESOLUTION

Proposing to amend Article VI, Sections 5(G) and 6 of the Constitution of Louisiana, relative to local ethics entities; to provide that a home rule charter or other plan of government may authorize a local ethics entity to audit or investigate certain boards and offices; to provide that the legislature is not prohibited from enacting certain laws relating to local ethics entities; 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 VI, Sections 5(G) and 6 of the Constitution of Louisiana, to read as follows:

§5. Home Rule Charter

Section 5.

* * *

(G) Parish Officials and School Boards Not Affected. (1) No home rule charter or plan of government shall contain any provision affecting a school board or the offices of district attorney, sheriff, assessor, clerk of a district court, or coroner, which is inconsistent with this constitution or law.

(2) Notwithstanding the provisions of Subparagraph (1) of this Paragraph, a home rule charter or other plan of government may authorize a local ethics entity

subdivision operating under a home rule charter if the law relates to a local ethics entity.

Present Constitution (Const. Art. VI, §5) authorizes a local governmental subdivision to draft, adopt, or amend a home rule charter. Provides the governing authority of a local subdivision may appoint a commission to prepare and propose a charter or an alternate charter, or may call an election to elect such a commission. Provides for the method of approving or amending a home rule charter. Provides for the adoption of a home rule charter by two or more local governmental subdivisions. Provides for the structure, organization, powers, and functions of a local governmental subdivision that has adopted a home rule charter.

Proposed constitutional amendment retains present constitution.

Present constitution provides that a home rule charter or other plan of government shall not contain provisions that affect a school board or the offices of district attorney, sheriff, assessor, clerk of a district court, or coroner, which is inconsistent with present constitution.

Proposed constitutional amendment provides that a home rule charter or other plan of government may authorize a local ethics entity to audit or investigate a school board or the offices of district attorney, sheriff, assessor, clerk of a district court, or coroner.

Present constitution (Const Art. VI, §6) prohibits the legislature from enacting a law the effect of which changes or affects the structure and organization or the particular distribution and redistribution of the powers and functions of any local governmental subdivision which operates under a home rule charter.

Proposed constitutional amendment provides that present constitution does not prohibit the legislature relating to local ethics entities.

Provides for submission of the proposed amendment to the voters at the statewide election to be held November 3, 2026.

(Amends Const. Art. VI, §§5(G) and 6)