

Regular Session, 2010

HOUSE BILL NO. 1002

BY REPRESENTATIVE BARROW

LOCAL GOVERNMENT: Provides relative to municipalities governed by special legislative charters

1 AN ACT

2 To enact Part I-A of Chapter 2 of Title 33 of the Louisiana Revised Statutes of 1950, to be
3 comprised of R.S. 33:481, relative to municipalities governed by special legislative
4 charters; to provide that the provisions of the Lawrason Act govern if the provisions
5 of any such charter are silent on a particular matter; to provide relative to conflicts;
6 and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Part I-A of Chapter 2 of Title 33 of the Louisiana Revised Statutes of
9 1950, comprised of R.S. 33:481, is hereby enacted to read as follows:

10 PART I-A. SPECIAL LEGISLATIVE CHARTER MUNICIPALITIES

11 §481. Municipalities governed by a special legislative charter; silent charter

12 Notwithstanding any other provision of law to the contrary, in any
13 municipality governed by a special legislative charter, if the provisions of the special
14 legislative charter are silent on a particular matter, then the provisions of Part I of
15 Chapter 2 of Title 33 of the Louisiana Revised Statutes of 1950 shall govern. If a
16 conflict exists between the provisions of the special legislative charter and the
17 provisions of Part I of Chapter 2 of Title 33 of the Louisiana Revised Statutes of
18 1950, then the provisions of the special legislative charter shall govern.

19 Section 2. This Act shall become effective upon signature by the governor or, if not
20 signed by the governor, upon expiration of the time for bills to become law without signature

1 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
2 vetoed by the governor and subsequently approved by the legislature, this Act shall become
3 effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Barrow

HB No. 1002

Abstract: Relative to special legislative charter municipalities, provides that any such municipality shall be governed by the Lawrason Act if the provisions of the charter are silent on a particular matter. Provides relative to conflicts.

Present law (R.S. 33:321 et seq.)(Lawrason Act) provides generally for the mayor-board of aldermen form of municipal government. Provides that all municipalities shall be governed by the provisions of the Lawrason Act, except those municipalities governed by a special legislative charter, a home rule charter, or plan of government adopted pursuant to the state constitution, the commission plan, or the commission-manager plan. Provides for the selection and functions of municipal officers.

Proposed law retains present law.

Proposed law provides that if the provisions of a special legislative charter are silent on a particular matter, then the provisions of the Lawrason Act shall govern. Further provides that if a conflict exists between the provisions of the special legislative charter and the Lawrason Act, then the provisions of the special legislative charter shall govern.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 33:481)