

Regular Session, 2012

HOUSE BILL NO. 640

BY REPRESENTATIVE GIROD JACKSON

CULTURE/REC/TOUR DEPT: Re-creates the Dept. of Culture, Recreation and Tourism

1 AN ACT

2 To enact R.S. 49:191(6) and to repeal R.S. 49:191(4)(c), relative to the Department of  
3 Culture, Recreation and Tourism, including provisions to provide for the re-creation  
4 of the Department of Culture, Recreation and Tourism and the statutory entities  
5 made a part of the department by law; to provide for the effective termination date  
6 for all statutory authority for the existence of such statutory entities; and to provide  
7 for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. Pursuant to R.S. 49:193, the Department of Culture, Recreation and  
10 Tourism and the statutory entities made a part of the department by law shall be re-created  
11 effective June 30, 2012, and all statutory authority therefor is continued in accordance with  
12 the provisions of Part XII of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950.

13 Section 2. All statutory authority for the existence of the Department of Culture,  
14 Recreation and Tourism and the statutory entities made a part of the department as re-created  
15 by Section 1 of this Act shall cease as of July 1, 2017, pursuant to R.S. 49:191. However,  
16 the Department of Culture, Recreation and Tourism may be re-created prior to such date in  
17 accordance with the provisions of Part XII of Chapter 1 of Title 49 of the Louisiana Revised  
18 Statutes of 1950.

19 Section 3. The provisions of R.S. 49:193 are hereby superseded to the extent that  
20 those provisions are in conflict with the provisions of this Act.

1 Section 4. R.S. 49:191(6) is hereby enacted to read as follows:

2 §191. Termination of legislative authority for existence of statutory entities; phase  
3 out period for statutory entities; table of dates

4 Notwithstanding any termination dates set by any previous Act of the  
5 legislature, the statutory entities set forth in this Section shall begin to terminate their  
6 operations on July first of each of the following years, and all legislative authority  
7 for the existence of any statutory entity, as defined in R.S. 49:190, shall cease as of  
8 July first of the following year, which shall be the termination date:

9 \* \* \*

10 (6) July 1, 2016:

11 (a) The Department of Culture, Recreation and Tourism and all statutory  
12 entities made a part of the department by law.

13 Section 5. R.S. 49:191(4)(c) is hereby repealed in its entirety.

14 Section 6. This Act shall become effective upon signature by the governor or, if not  
15 signed by the governor, upon expiration of the time for bills to become law without signature  
16 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
17 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
18 effective on the day following such approval.

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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)]

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Girod Jackson

HB No. 640

**Abstract:** Re-creates the Dept. of Culture, Recreation and Tourism for four more years. Changes termination date from July 1, 2013, to July 1, 2017.

Present law (Sunset law) provides that the Dept. of Culture, Recreation and Tourism and all the statutory entities made a part of that department by law shall begin to terminate their operations on July 1, 2012, and that all legislative authority for such entities shall cease as of July 1, 2013, unless the legislature enacts a bill authorizing the re-creation of the department and its statutory entities prior thereto.

Proposed law provides for the general re-creation of the Dept. of Culture, Recreation and Tourism and its statutory entities, effective June 30, 2012, in accordance with the "Sunset" law. Supersedes the provisions of the "sunset" law which set out the procedure for review and re-creation and which require a separate bill to re-create each statutory entity within the

department along with additional provisions. July 1, 2017, is the new termination date, and termination would begin July 1, 2016, unless the department is again re-created.

Effective June 30, 2012.

(Adds R.S. 49:191(6); Repeals R.S. 49:191(4)(c))