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DIGEST

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Peterson

SB No. 588

Present law creates and provides for the La. Housing Corp. "corporation" as an instrumentality of the state and successor to the La. Housing Finance Agency in order to address the shortage of residential housing available to persons and families of low or moderate income, citizens with disabilities, and senior citizens and to assist in the lack of a coordinated approach or clear statewide policy regarding funds for such housing.

Proposed law retains present law and additionally provides that the corporation is a political subdivision of the state.

Present law provides that the powers of the corporation are vested in the board of directors. Requires the board of directors to appoint an executive director of the corporation subject to confirmation by the Senate for a term not to exceed three years. Provides relative to the powers and duties of the executive director, including managing and directing the affairs and business of the corporation, subject to the policies, control, and direction of the board of directors. Present law authorizes the board to employ counsel to represent the board and authorizes the board to appoint officers and prescribe their duties to assist in the operation of the corporation, including but not limited to a secretary or treasurer of the corporation. Requires that the offices and duties be included in the bylaws of the corporation.

Proposed law retains present law.

Present law provides that a majority of the members of the board currently serving constitutes a quorum for the transaction of any business, and the presence of a quorum is required for the exercise of any power or function of the corporation. Provides that no vacant office can be included in the determination of the number of members of the board necessary to establish a quorum.

Proposed law removes requirement for the presence of a quorum for the board to exercise any power or function. Otherwise retains present law.

Present law provides that no action may be taken by the board until such time as at least seven of the members have been appointed and have taken the oath of office. Proposed law retains present law.

Present law provides that action may be taken by a quorum of the board upon an affirmative vote of a majority of the members present. Additionally provides that no vacancy in the board can impair the rights of a quorum of the board to exercise any power or function of the corporation as provided in present law.

Proposed law removes provision that provides that action may be taken by a quorum of the board. Proposed law otherwise retains present law.

Present law authorizes the board to create and appoint members to any committee deemed necessary or beneficial to carrying out the duties of the board. Proposed law retains present law and additionally authorizes the board to create and appoint members to an executive committee.

Present law provides that the corporation shall have all the powers and duties of a housing authority created pursuant to the La. Housing Authorities Law, necessary to administer the Permanent Supportive Housing program.

Proposed law retains present law except removes provision that limits the corporation powers to administering the Permanent Supportive Housing program. Proposed law

additionally provides that nothing in present or proposed law shall be interpreted as superseding the rights of any existing housing authority.

(Amends R.S. 40:600.88, 600.90(D), and 600.91(A)(29))

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Municipal, Parochial and Cultural Affairs to the engrossed bill.

1. Adds changes to present law provisions relative to actions taken by the board of directors of the corporation. Removes provisions that require a presence of a quorum for the exercise of any power or function of the corporation.
2. Authorizes the board to create and appoint members to an executive committee.
3. Makes technical changes.