2015 Regular Session

HOUSE BILL NO. 709

BY REPRESENTATIVE HARRISON

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

LEVEES/BDS & DISTRICTS: Provides relative to per diem for members and board of commissioners of levee districts and levee and drainage districts

1	AN ACT
2	To amend and reenact R.S. 38:308(A), relative to per diem of board members; to change the
3	per diem of certain members and board of commissioners to equal federal per diem
4	rates; and to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 38:308(A) is hereby amended and reenacted to read as follows:
7	§308. Per diem; number of days per diem allowed; travel expenses; salary
8	A. Any other provision of law to the contrary notwithstanding, particularly
9	any special provisions in this Title relative to each levee district and levee and
10	drainage district in the state, any board of commissioners of any levee district and
11	levee and drainage district in this state may by a vote of two-thirds of the total
12	membership of the board fix the per diem of its members; however, the per diem of
13	each member shall not exceed seventy-five dollars per day be equal to the rate
14	allowable for per diem deduction pursuant to 26 USC 162(h)(1)(B)(ii) during the
15	time such member is in actual attendance upon the board or performing duties
16	authorized by the board. Such per diem shall be payable for thirty-six days per year.
17	During the period of an emergency as declared and determined by the governor, each
18	district or portion of a district which has been declared to be under such an
19	emergency by the governor shall be authorized to hold as many meetings or
20	emergency activities as the board deems necessary and the members shall be paid per

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1	diem for such meetings or activities. Each member shall be reimbursed for travel
2	expenses in accordance with state travel regulations as prescribed by the Division of
3	Administration. In lieu of the per diem provision which is herein made, a president
4	of any levee board or levee and drainage board may receive a salary if he also acts
5	as administrator for said board. However, in no instance shall said salary exceed the
6	sum of one thousand dollars per month. The per diem, salary, and expenses shall be
7	paid out of the funds of the districts on the warrants of the presidents, duly attested
8	by the secretary of the board.
9	* * *

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)]

709 HB Original	2015 Regular Session	Harrison

Abstract: Provides relative to per diem for members and board of commissioners of levee districts and levee and drainage districts.

<u>Present law</u>, in pertinent part, provides that each levee district and levee and drainage district in the state, any board of commissioners of any levee district and levee and drainage district in this state may by a vote of 2/3 of the total membership of the board fix the per diem of its members; however, the per diem of each member cannot exceed \$75 during the time such member is in actual attendance upon the board or performing duties authorized by the board. Specifies that the per diem may be payable for 36 days per year. Provides that during the period of an emergency as determined by the governor, each district which has been declared to be under such an emergency by the governor may be authorized to hold as many meetings or emergency activities as the board deems necessary and the members shall be paid per diem for such meetings or activities. Authorizes the reimbursement of each member for travel expenses in accordance with state travel regulations as prescribed by the Division of Administration.

<u>Proposed law</u> retains <u>present law</u> except ties the per diem rate of members and board of commissioners of levee districts and levee and drainage districts to the federal per diem rates.

(Amends 38:308(A))