

2024 Regular Session

HOUSE BILL NO. 640

BY REPRESENTATIVE GALLE

LIBRARIES: Provides relative to members of library boards of control

1 AN ACT

2 To amend and reenact R.S. 33:1415(C), relative to library boards of control; to provide
3 relative to the members of such boards; to authorize the governing authorities of
4 parishes and municipalities to remove board members; and to provide for related
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 33:1415(C) is hereby amended and reenacted to read as follows:

8 §1415. Governing authorities of parishes and municipalities; power to abolish
9 entities created by them; fiscal, budgetary and other controls; appointment
10 and terms of members of certain entities

11 * * *

12 C. Where the provisions of this Part could be interpreted to conflict with ~~the~~
13 other provisions of R.S. 25:211, et seq. relative to parish and municipal libraries and
14 their boards, the provisions of R.S. 25:211 et seq. shall prevail. The governing
15 authority of any parish or municipality may remove any member of its respective
16 library board control at any time, with or without cause.

17 * * *

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)]

HB 640 Original

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Abstract: Authorizes parish and municipal governing authorities to remove members of library boards of control.

Present law (R.S. 33:1415) authorizes the governing authority of any parish or municipality that has created or established any board, commission, agency, district, office, government, or any unit having governmental functions, power or authority to abolish the entity. Present law prohibits the abolishment of any entity whose creation is required by state law.

Present law (R.S. 25:211 et seq.) authorizes parish and municipal governing authorities to create, by ordinance, public libraries. Requires parish and municipal governing authorities to create public libraries when petitioned by not less than 25% of the duly qualified property taxpayers of the respective parish or municipality. Further requires parish governing authorities to appoint not less than five nor more than seven citizens of the parish as a board of control and municipal governing authorities to appoint five citizens as a board of control.

Present law provides that if there is a conflict between the provisions of present law (R.S. 33:1415) authorizing parish and municipal governing authorities to abolish entities they have created and the provisions of present law (R.S. 25:211 et seq.) that authorize parish and municipal governing authorities to create public libraries and appoint library boards of control, the provisions authorizing the creation of libraries shall prevail.

Proposed law retains present law but additionally authorizes the governing authority of any parish or municipality to remove any member of its respective library board control at any time, with or without cause.

(Amends R.S. 33:1415(C))