

Regular Session, 2012

SENATE BILL NO. 315

BY SENATOR AMEDEE

SUNSET LAW. Re-creates the Department of Culture, Recreation and Tourism. (6/30/12)

1 AN ACT
2 To enact R.S. 49:191(6)(a) 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

1 Statutes of 1950.

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 The provisions of R.S. 49:193 are hereby superseded to the extent that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

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

5 §191. Termination of legislative authority for existence of statutory entities; phase-
6 out period for statutory entities; table of dates

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

12 * * *

13 **(6) July 1, 2016:**

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

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 R.S. 49:191(4)(c) is hereby repealed in its entirety.

17 Section 6. This Act shall become effective on June 30, 2012; if vetoed by the
18 governor and subsequently approved by the legislature, this Act shall become effective on
19 June 30, 2012, or on the day following such approval by the legislature, whichever is later.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Nancy Vicknair.

DIGEST

Proposed law 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)(a); repeals R.S. 49:191(4)(c))