

Regular Session, 2010

SENATE BILL NO. 492

BY SENATOR NEVERS

ETHICS. Brings the governing boards of charter schools under the financial disclosure requirements of the Ethics Code. (8/15/10)

1 AN ACT

2 To amend and reenact R.S. 42:1124.3(A) and to enact R.S. 42:1124.2.1(A)(4), relative to
3 financial disclosure; to provide that members of the governing or management board
4 of a charter school are subject to certain financial disclosure requirements; and to
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 42:1124.3(A) is hereby amended and reenacted and R.S.
8 42:1124.2.1(A)(4) is hereby enacted to read as follows:

9 §1124.2.1. Financial disclosure; members of boards and commissions

10 A. Each of the following, except a person who is required to file a financial
11 statement pursuant to R.S. 42:1124 or 1124.2, shall annually file a financial
12 statement as provided in this Section:

13 * * *

14 (4) Each member of the governing authority or management board of a
15 charter school created pursuant to Chapter 42 of Title 17.

16 * * *

17 §1124.3. Financial disclosure; certain elected officials, voting districts of under five

1 thousand

2 [Effective Date: Text of Section effective on January 1, 2010.]

3 A. Each person holding a public office who represents a voting district
 4 having a population of fewer than five thousand **and each member of the governing**
 5 **authority or management board of a charter school created pursuant to**
 6 **Chapter 42 of Title 17**, except any person who is required to file a financial
 7 statement by R.S. 42:1124, 1124.2, or 1124.2.1 shall annually file a financial
 8 statement as provided in this Section.

9 * * *

The original instrument was prepared by Alden A. Clement, Jr. The following digest, which does not constitute a part of the legislative instrument, was prepared by Jeanne Johnston.

DIGEST

Nevers (SB 492)

Present law (R.S. 42:1124.2.1) provides that each of the following persons, except a person who is required to file a financial statement pursuant under "Tier 1" or "Tier 2" of present law, must annually file a financial statement with the Board of Ethics as provided for in present law relative to "Tier 2.1" reporting requirements:

- (1) Each member and any designee of a member of a board or commission that has the authority to expend, disburse, or invest ten thousand dollars or more of funds in a fiscal year.
- (2) Each member of the State Civil Service Commission.
- (3) Each member of the Board of Commissioners of the Louisiana Stadium and Exposition District.

Proposed law provides that each member of the governing authority or management board of a charter school created pursuant to present law must also file the "Tier 2.1" financial disclosure report required by present law.

Proposed law otherwise retains present law.

Present law (R.S. 42:1124.3) provides that each person holding a public office who represents a voting district having a population of fewer than 5,000, and is not otherwise statutorily required to file a "Tier 1" or a "Tier 2" financial statement, shall annually file a financial statement as provided in present law.

Proposed law retains these provisions and additionally provides that each member of the governing authority or management board of a charter school must also file the "Tier 3" financial disclosure report required by present law.

Effective August 15, 2010.

(Amends R.S. 42:1124.3(A); adds R.S. 42:1124.2.1(A)(4))

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill.

1. Requires members of charter school boards to file a "Tier 3" financial disclosure report.