

SENATE BILL NO. 660

BY SENATORS NEVERS, ADLEY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, CHEEK, CRAVINS, CROWE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY, HEBERT, JACKSON, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES ABRAMSON, ARMES, AUBERT, AUSTIN BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, BURRELL, CARMODY, CHAMPAGNE, CHANEY, DIXON, DOERGE, EDWARDS, ELLINGTON, GISCLAIR, ELBERT GUILLORY, GUINN, HARDY, HAZEL, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, GIROD JACKSON, JOHNSON, ROSALIND JONES, KATZ, LAFONTA, LEBAS, LEGER, LIGI, MARCHAND, MORRELL, PEARSON, PETERSON, POPE, RICHMOND, RITCHIE, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, PATRICIA SMITH, WADDELL, WILLIAMS AND WILLMOTT

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AN ACT

To amend and reenact R. S. 36:801 and to enact R.S. 36:478(K) and Chapter 62 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2801 and 2802, relative to preventing child poverty; to create the Child Poverty Prevention Council for Louisiana within the Department of Social Services; to provide for the membership of the council; to provide for the duties and responsibilities of the council; to provide for reporting; to create the Child Poverty Prevention Fund as a special fund in the state treasury; to provide for the deposit into and use of monies in the fund; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 36:801 is hereby amended and reenacted and R.S. 36:478(K) is hereby enacted to read as follows:

§478. Transfer of agencies and functions to Department of Social Services

* * *

K. The Child Poverty Prevention Council for Louisiana (R.S. 46:2801-2802) is transferred to and hereafter placed within the Department of Social Services and shall exercise and perform its powers, duties, functions, and

1 enforcement, and adjudication, including personnel management, except as provided
2 in Paragraph (2) below.

3 (2) The undersecretary of the department to which each is transferred shall,
4 under the supervision and control of the secretary, perform and administer all
5 functions of each agency which are in the nature of accounting and budget control,
6 management and program analysis, and grants management.

7 (3) The secretary of the department shall exercise all functions of the
8 transferred agencies which relate to payroll, personnel management, procurement,
9 and contract management, which functions are hereby transferred to the secretary;
10 provided, however, that this Paragraph (3) shall not apply to any retirement systems
11 or retirement board.

12 Section 2. Chapter 62 of Title 46 of the Louisiana Revised Statutes of 1950,
13 comprised of R.S. 46:2801 and 2802, is hereby enacted to read as follows:

14 **CHAPTER 62. CHILD POVERTY PREVENTION COUNCIL FOR LOUISIANA**

15 **§2801. Child Poverty Prevention Council for Louisiana**

16 **A. There is hereby established the Child Poverty Prevention Council for**
17 **Louisiana within the Department of Social Services which shall exercise and**
18 **perform its powers, duties, functions, and responsibilities in the manner**
19 **provided for agencies transferred in accordance with the provisions of R.S.**
20 **36:801.**

21 **B. The council shall be composed of the following members:**

22 **(1) The secretary of the Department of Social Services, or his designee.**

23 **(2) The secretary of the Department of Economic Development, or his**
24 **designee.**

25 **(3) The secretary of the Department of Revenue, or his designee.**

26 **(4) The superintendent of the Department of Education, or his designee.**

27 **(5) The secretary of the Department of Labor, or his designee.**

28 **(6) The director of the Louisiana Workforce Commission, or his**
29 **designee.**

30 **(7) The secretary of the Department of Health and Hospitals, or his**

1 designee.

2 (8) The chairman of the Senate Committee on Health and Welfare, or his
3 designee.

4 (9) The chairman of the House of Representatives Committee on Health
5 and Welfare, or his designee.

6 (10) One member representing and appointed by the Louisiana
7 Association of Nonprofit Organizations.

8 (11) One member representing and appointed by the Louisiana
9 Association of United Ways.

10 (12) One member representing and appointed by the Louisiana
11 Association of Business and Industry.

12 (13) One member representing and appointed by the Louisiana AFL-
13 CIO.

14 (14) One member of the Louisiana State University and Agricultural and
15 Mechanical College faculty with expertise in the area of poverty to be appointed
16 by the Chancellor of the Louisiana State University and Agricultural and
17 Mechanical College.

18 (15) One member of the faculty of the Southern University System with
19 expertise in the area of poverty to be appointed by the president of the Southern
20 University System.

21 (16) One member representing and appointed by Agenda for Children.

22 (17) The executive director of the Children's Cabinet or his designee.

23 (18) The chairman of the Children's Cabinet Advisory Board or his
24 designee.

25 (19) The director of the Louisiana office of the Children's Defense Fund.

26 C.(1) The council shall have as its purpose the goal of pursuing programs
27 which reduce child poverty in the state by fifty percent over the next ten years.
28 The council shall work to establish public-private partnerships and seek private
29 sector funding to be used with public funds to support solutions to poverty
30 initiatives with the greatest potential for reducing child poverty.

1 (2) The council shall seek funding for grant programs targeted at local
2 government entities, nonprofit organizations, faith-based organizations, and
3 other qualified community-based organizations directly serving people in
4 Louisiana.

5 D.(1) The council shall adopt such rules and procedures as it shall find
6 necessary for the conduct of the activities and meetings of the council.

7 (2) No action shall be taken by the council except by a favorable vote of
8 a majority of the members.

9 (3) The council shall elect such officers as it finds necessary.

10 E. The members of the council shall serve without additional
11 compensation.

12 F. The council shall make, or cause to be made, all such studies, reviews,
13 or analysis which it finds necessary to effect its purpose.

14 G. The council may receive and expend funds appropriated or otherwise
15 made available by the legislature or from any other source, including donations
16 or gifts of money or services from public or private organizations or from any
17 other sources, to be utilized for the purposes of the council and as further
18 provided in R.S. 46:2802.

19 H. By December 31, 2008, the council shall present a status report on the
20 development of the implementation plan to the Senate Committee on Health
21 and Welfare and the House Committee on Health and Welfare, meeting jointly.

22 Prior to March 1, 2009, the council shall submit the final plan for approval by
23 the Senate Committee on Health and Welfare and the House Committee on
24 Health and Welfare, meeting jointly.

25 §2802. Child Poverty Prevention Fund

26 A. There is hereby created in the state treasury, as a special fund, the
27 Child Poverty Prevention Fund, hereinafter referred to as the "fund".

28 B.(1) The source of monies deposited into the fund shall be any monies
29 appropriated annually by the legislature, including federal funds, any public or
30 private donations, gifts, or grants from individuals, corporations, nonprofit

1 organizations, or other business entities which may be made to the fund, and
2 any other monies which may be provided by law.

3 (2) Monies in the fund shall be invested in the same manner as monies
4 in the state general fund and interest earned on investment of monies in the
5 fund shall be credited to the state general fund. Unexpended and
6 unencumbered monies in the fund at the end of the fiscal year shall remain in
7 the fund.

8 C. Subject to an annual appropriation by the legislature, monies in the
9 fund shall be used for as directed by the council solely to fund grants and
10 projects which will address the goals and objectives of reducing child poverty
11 in the state as further provided in R.S. 46:2801.

12 Section 2. This Act shall become effective on July 1, 2008; if vetoed by the governor
13 and subsequently approved by the legislature, this Act shall become effective on July 1,
14 2008, or on the day following such approval by the legislature, whichever is later.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____