

Office of the Governor
State of Louisiana

JOHN BEL EDWARDS
GOVERNOR



P.O. Box 94004
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June 7, 2021

VIA HAND DELIVERY

Honorable Clay J. Schexnayder
Speaker of the House
Louisiana House of Representatives
Post Office Box 94062
Baton Rouge, Louisiana 70804-9062

RE: Veto of House Bill 20 of the 2021 Regular Session

Dear Speaker Schexnayder:

Please be advised that I have vetoed House Bill 20 of the 2021 Regular Session. I am attaching to this letter the veto message sent for the same bill from the 2020 2nd Extraordinary Session.

In addition to the reasons discussed in my veto of this same bill last year, there are a few additional reasons for my veto this year. First, this version is more expansive than the bill last year which provided for limitations only on elections conducted during an emergency. The bill this year, inexplicably, expands this to all elections. Secondly, like the bill last year, this legislation would prevent all forms of donations, no matter how good the intentions, to local elections officials. Thus, while in committee there was overheated rhetoric about the motivations of social media companies trying to influence elections, this bill would also likely prevent the local VFW from providing donuts for election workers on election day. Lastly, and ironically, the Legislative appropriations bill, House Bill 695, passed without a single vote in opposition, provides that the "legislature is hereby expressly authorized to receive and expend any monies received as a result of any grants or donations or other forms of assistance as provided for in Article VII, Section 9(A)(1) of the Louisiana Constitution of 1974." Thus, the Legislature is reserving for itself the ability to receive and spend grants and donations while attempting to outlaw the same for other public bodies. The author made no effort to eliminate this provision from House Bill 695 nor to explain why the Legislature is somehow immune from the improper influence of grants and donations that he fears would end up corrupting local election officials.

Sincerely,

A handwritten signature in black ink, appearing to read "John Bel Edwards".

John Bel Edwards
Governor

enclosure

cc: Honorable Patrick Page Cortez
Louisiana Senate President

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October 27, 2020

VIA HAND DELIVERY

Honorable Clay J. Schexnayder
Speaker of the House
Louisiana House of Representatives
Post Office Box 94062
Baton Rouge, Louisiana 70804-9062

RE: Veto of House Bill 51 of the 2020 Second Extraordinary Session

Dear Speaker Schexnayder:

Please be advised that I have vetoed House Bill 51 of the 2020 Second Extraordinary Session.

House Bill 51 prohibits state and local officials from using private funds for election related expenses during a declared state of emergency. Representative Blake Miguez stated in the House and Governmental Affairs committee that House Bill 51 was intended to "clarify existing law" about who is responsible for election related expenses. In late September, the Attorney General's Office advised local election officials to not apply for a private grant because they believed it could be contrary to state law. Neither the bill's author nor the Attorney General's Office was able to point to the statutory conflict House Bill 51 is purportedly intended to resolve.

The private grants in question are intended for local election officials to ensure the safety of those voting in person during the COVID-19 public health emergency. Money from the grant could have been used for personal protective equipment, polling place sanitization, social distancing signs, etc. These funds are sorely needed by local election officials across the state, as evidenced by the fact that the Secretary of State encouraged them to apply for these funds.

House Bill 51 is an unnecessary political ploy that only serves to threaten the safety of polling places during a pandemic and increase the costs to taxpayers to administer safe elections.

Sincerely,

A handwritten signature in blue ink, appearing to read "John Bel Edwards".

John Bel Edwards
Governor

cc: Honorable Patrick Page Cortez
Louisiana Senate President

ENROLLED

2021 Regular Session

HOUSE BILL NO. 20

BY REPRESENTATIVES MIGUEZ AND HODGES AND SENATORS ALLAIN,
HENSGENS, AND FRED MILLS

AN ACT

To enact R.S. 18:1400.10, relative to the funding of elections and related expenses; to prohibit public officials and agencies from using private donations to pay costs related to conducting elections; to provide for an effective date; and to provide for related matters.

=====**ORIGINATED**=====

===== IN THE =====

House of Representatives

GOVERNOR'S OFFICE	
MAY 26 2021	
TIME	9:19 am
RECEIVED	<i>[Signature]</i>

Michelle D. Leland
Clerk of the House of Representatives

2021 Regular Session

HOUSE BILL NO. 20

BY REPRESENTATIVES MIGUEZ AND HODGES AND SENATORS ALLAIN,
HENSGENS, AND FRED MILLS

1 AN ACT

2 To enact R.S. 18:1400.10, relative to the funding of elections and related expenses; to
3 prohibit public officials and agencies from using private donations to pay costs
4 related to conducting elections; to provide for an effective date; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 18:1400.10 is hereby enacted to read as follows:

8 §1400.10. Prohibition on use of private funds for election-related expenses

9 A. No state or local official, including but not limited to a registrar of voters
10 or a clerk of court, or agency responsible for conducting elections shall solicit,
11 accept, use, or dispose of any donation in the form of money, grants, property, or
12 personal services from individuals or profit or nonprofit corporations, for the purpose
13 of paying costs related to conducting elections.

14 B. The provisions of Subsection A of this Section do not apply to the
15 solicitation, acceptance, use, or disposal of campaign contributions or in-kind
16 contributions by any candidate for public office for the purpose of meeting expenses
17 related to seeking that office.

18 C. The provisions of Subsection A of this Section do not apply to the
19 donation of private property for use as a polling place or to the donation or use of
20 equipment for the restoration and maintenance of utilities to a precinct or polling
21 place in the event of an outage.

1 Section 2. This Act shall become effective upon signature by the governor or, if not
 2 signed by the governor, upon expiration of the time for bills to become law without signature
 3 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 4 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 5 effective on the day following such approval.



 SPEAKER OF THE HOUSE OF REPRESENTATIVES



 PRESIDENT OF THE SENATE

 GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____



5 June 2021
