

2018 Regular Session

HOUSE BILL NO. 335

BY REPRESENTATIVE GARY CARTER

STATE DEPARTMENT: Provides relative to the Louisiana Historical Records Advisory Board

1 AN ACT

2 To amend and reenact R.S. 36:744(D) and to enact Chapter 6 of Title 44 of the Louisiana
3 Revised Statutes of 1950, to be comprised of R.S. 44:501 through 503, relative to the
4 Louisiana Historical Records Advisory Board; to provide for the membership of the
5 board; to provide for the duties of the board; to provide relative to the state historical
6 records coordinator and the deputy state historical records coordinator; and to
7 provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. Chapter 6 of Title 44 of the Louisiana Revised Statutes of 1950,
10 comprised of R.S. 44:501 through 503, is hereby enacted to read as follows:

11 CHAPTER 6. LOUISIANA HISTORICAL RECORDS ADVISORY BOARD

12 §501. Board; creation; appointment; compensation

13 A. The Louisiana Historical Records Advisory Board is hereby created in the
14 Department of State.

15 B. The board shall be comprised of fifteen members. The membership of the
16 board shall be:

17 (1) The secretary of state or his designee who shall be the chairman of the
18 board.

19 (2) The director of state archives or his designee.

20 (3) The state librarian or his designee.

1 (4) One representative selected by the Louisiana Clerks of Court
2 Association.

3 (5) One representative selected by the Louisiana Municipal Association.

4 (6) One representative selected by the Police Jury Association of Louisiana.

5 (7) One representative selected by the Louisiana Sheriffs' Association.

6 (8) One representative selected by the Louisiana Archives and Manuscripts
7 Association.

8 (9) One representative selected by the Louisiana Historical Association.

9 (10) Six members appointed by the secretary of state, each of whom shall be
10 subject to confirmation by the Senate, shall serve a term of office concurrent with the
11 term of office of the secretary of state, and shall have expertise in one or more of the
12 following fields:

13 (a) Administration of government or university records.

14 (b) Historical records.

15 (c) Archives.

16 C. Members of the board shall serve without compensation.

17 D. The board shall meet at regularly scheduled intervals and upon the call
18 of the chairman.

19 §502. Duties of the board

20 A. The duties of the board shall include the following:

21 (1) To sponsor and publish surveys regarding the conditions of and needs
22 concerning historical records in this state.

23 (2) To develop and solicit proposals for historical records projects to be
24 undertaken by entities in this state or by the board with grants from the National
25 Historical Publications and Records Commission, hereinafter referred to in this
26 Chapter as the "national commission".

27 (3) To review historical records projects proposed by entities in this state and
28 to make recommendations regarding such projects to the national commission.

1 (4) To develop, revise, and submit the state's priorities for historical records
2 projects to the national commission in accordance with the guidelines developed by
3 the national commission.

4 (5) To promote an understanding of the role and the value of historical
5 records and recordkeeping.

6 (6) To act in an advisory capacity to the division of archives, records
7 management, and history within the Department of State and to other archival or
8 records entities in the state.

9 (7) To review, through reports and otherwise, the operation and progress of
10 projects throughout the state which have been financed, in whole or in part, by grants
11 from the national commission.

12 B. The board shall comply with the national commission's Manual of
13 Suggested Practices, hereinafter referred to in this Chapter as the "national
14 commission's manual".

15 C. The Department of State shall provide support staff, facilities, and
16 resources to the board.

17 §503. State historical records coordinator duties; deputy state historical records
18 coordinator duties

19 A. The secretary of state, or his designee, shall serve as the state historical
20 records coordinator for the board. The duties of the state historical records
21 coordinator shall include the following:

22 (1) To prepare a comprehensive written report, to be submitted annually to
23 the national commission, detailing the board's activities during the previous year,
24 assessing the board's ongoing planning objectives, and providing all additional data
25 and information necessary to comply with the national commission's manual.

26 (2) To coordinate the board's efforts to assess and monitor the conditions of
27 and needs concerning historical records in the state.

28 (3) To serve as the project director or provide administrative oversight, or
29 both, for grant projects carried out by the board.

1 (4) To assist the board in developing and sustaining statewide strategic
2 planning regarding the preservation of historical records, including the development
3 and maintenance of a statement of priorities for historical records programs in the
4 state, identifying particular priorities for board action and priorities for grant funding.

5 (5) To solicit and receive applications for grant projects funded by the
6 national commission, to manage the grant review process at the state level, and to
7 forward rating sheets and summary recommendations to the national commission.

8 (6) To provide information about national commission grants and board
9 activities and priorities to entities and individuals within the state.

10 (7) To serve as the liaison between the board and the national commission,
11 and as the initial point of contact for state and local officials and agencies on matters
12 relating to records grants.

13 (8) Upon request of the national commission and when practicable, to review
14 grant proposals from other state historical records boards and applicants from outside
15 the state.

16 (9) To foster cooperation and communication among historical records
17 repositories, other information agencies within the state, and the national
18 commission.

19 (10) To participate with other state historical records coordinators at regional
20 and national meetings to discuss the national commission's work and the work of the
21 state boards and seek solutions to common problems.

22 B. The director of state archives or his designee shall act as the deputy state
23 historical records coordinator for the board. The duties of the deputy state historical
24 records coordinator shall be assisting the state historical records coordinator in
25 executing the state historical records coordinator's duties and serving as the acting
26 state historical records coordinator at the state historical records coordinator's
27 discretion.

1 Section 2. R.S. 36:744 is hereby amended and reenacted to read as follows:

2 §744. Transfer of boards, commissions, and agencies to the Department of State

3 * * *

4 D. The Louisiana Historical Records Advisory Board (~~Executive Order No.~~
5 ~~08-62~~) (R.S. 44:501-503) is hereby transferred to and hereafter shall be within the
6 Department of State as provided in Part III of Chapter 22 of this Title.

7 * * *

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

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 335 Engrossed

2018 Regular Session

Gary Carter

Abstract: Present law provides for the placement of the La. Historical Records Advisory Bd. (as established by Executive Order No. 08-62) in the Dept. of State. The executive order provides that the board is composed of 13 members appointed by the governor who, as much as practicable, shall be broadly representative of public and private archives, records offices, research institutions. Specifically, the board is comprised of the director of state archives or his designee, eight members with expertise in administration of government records, historical records, or archives; a representative of the Clerk of Court Assoc.; and three at-large members. Specifies that director of state archives chairs the board and serves as the state historical records coordinator and specifies that the deputy state historical records coordinator shall be appointed by and serve at the pleasure of the governor.

Proposed law provides that the board shall consist of 15 members as follows:

- (1) The secretary of state or his designee who shall be the chairman of the board.
- (2) The director of state archives or his designee.
- (3) The state librarian or his designee.
- (4) One representative selected by La. Clerks of Court Assoc.
- (5) One representative selected by La. Municipal Assoc.
- (6) One representative selected by Police Jury Assoc. of La.

- (7) One representative selected by La. Sheriffs' Assoc.
- (8) One representative selected by La. Archives and Manuscripts Assoc.
- (9) One representative selected by La. Historical Assoc.
- (10) Six members appointed by the secretary of state, subject to Senate confirmation, who shall serve a term of office concurrent with secretary's term of office, and who shall have expertise in one or more of the following fields: (a) administration of government or university records; (b) historical records; or (c) archives.

Proposed law provides that the board shall meet at regularly scheduled intervals and upon the call of the chairman. Specifies that members of the board shall serve without compensation.

Proposed law provides the Dept. of State shall provide support staff, facilities, and resources to the board, that the board shall comply with the national commission's Manual of Suggested Practices, and that the duties of the board shall include:

- (1) To sponsor and publish surveys regarding the conditions of and needs concerning historical records in this state.
- (2) To develop and solicit proposals for historical records projects to be undertaken by entities in this state or by the board with grants from the National Historical Publications and Records Commission (national commission).
- (3) To review historical records projects proposed in this state and to make recommendations regarding such to the national commission.
- (4) To develop, revise, and submit the state's priorities for historical records projects to the national commission in accordance with the guidelines developed by the national commission.
- (5) To promote an understanding of the role and the value of historical records and recordkeeping.
- (6) To act in an advisory capacity to the division of archives, records management, and history within the Dept. of State and to other archival or records entities in the state.
- (7) To review the operation and progress of projects throughout the state which have been financed by grants from the national commission.

Proposed law provides that the secretary of state, or his designee, shall serve as the state historical records coordinator for the board with the following duties:

- (1) To prepare a report on the board's activities to be submitted annually to the national commission detailing the board's activities during the previous year, assessing the board's ongoing planning objectives, and providing all additional data or information necessary to comply with the national commission's manual.
- (2) To coordinate the board's efforts to assess and monitor the conditions of and needs concerning historical records in the state.
- (3) To serve as the project director or provide administrative oversight, or both, for grant projects carried out by the board.
- (4) To assist the board in developing and sustaining statewide strategic planning regarding the preservation of historical records.

- (5) To solicit and receive applications for grant projects funded by the national commission, to manage the grant review process at the state level, and to forward rating sheets and summary recommendations to the national commission.
- (6) To provide information about national commission grants and board activities and priorities to entities and individuals within the state.
- (7) To serve as the liaison between the board and the national commission, and as the initial point of contact for state and local officials and agencies on matters relating to records grants.
- (8) Upon request of the national commission and when practicable, to review, grant proposals from other state historical records boards and applicants from outside the state.
- (9) To foster cooperation and communication among historical records repositories, other information agencies within the state, and the national commission.
- (10) To participate with other state historical records coordinators at regional and national meetings to discuss the national commission's work and the work of the state boards and seek solutions to common problems.

Proposed law further provides that the director of state archives or his designee shall act as the deputy state historical records coordinator for the board and shall assist the state historical records coordinator in executing the state historical records coordinator's duties and shall serve as the acting state historical records coordinator at the state historical records coordinator's discretion.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 36:744(D); Adds R.S. 44:501-503)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on House and Governmental Affairs to the original bill:

1. Make technical changes.