

Regular Session, 2012

SENATE BILL NO. 354

BY SENATOR AMEDEE

ADMINISTRATIVE PROCEDURE. Provides for electronic reporting of rule changes to legislative oversight committees. (8/1/12)

1 AN ACT

2 To amend and reenact R.S. 49:968(B), relative to the Administrative Procedure Act;
3 provides for electronic reporting of rules to oversight committees; and to provide for
4 related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 49:968(B) is hereby amended and reenacted to read as follows:

7 §968. Review of agency rules; fees

8 * * *

9 B. Prior to the adoption, amendment, or repeal of any rule or the adoption,
10 increasing, or decreasing of any fee, the agency shall submit a report relative to such
11 proposed rule change or fee adoption, increase, or decrease to the appropriate
12 standing committees of the legislature and the presiding officers of the respective
13 houses as provided in this Section. The report shall be so submitted on the same day
14 the notice of the intended action is submitted to the Louisiana Register for
15 publication in accordance with R.S. 49:953(A)(1). The report shall be submitted to
16 each standing committee **electronically if electronic means are available. If no**
17 **electronic means are available, the report shall be submitted** at the committee's

1 office in the state capitol by certified mail with return receipt requested or by
2 messenger who shall provide a receipt for signature. The **electronic receipt by the**
3 **committee**, return receipt or the messenger's receipt shall be proof of receipt of the
4 report by the committee.

5 * * *

The original instrument was prepared by Lauren Bailey. The following digest, which does not constitute a part of the legislative instrument, was prepared by Alan Miller.

DIGEST

Amedee (SB 354)

Present law provides that prior to the adoption, amendment, or repeal of any rule or fee an agency must submit a report relative to such proposed change to the appropriate standing committees of the legislature and the presiding officers of the respective houses.

Proposed law retains present law.

Present law provides that the report will be submitted to each standing committee at the committee's office in the state capitol by certified mail with return receipt requested or by messenger who shall provide a receipt for signature. The return receipt or the messenger's receipt shall be proof of receipt of the report by the committee.

Proposed law retains present law and provides that the report will be submitted to the oversight committees electronically when electronic means are available, and that electronic receipt shall be proof of receipt of the report by the committee.

Effective August 1, 2012.

(Amends R.S. 49:968(B))

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill.

1. Adds an electronic receipt as acceptable proof of receipt of the report by the committee.