

2018 Regular Session

HOUSE BILL NO. 740

BY REPRESENTATIVE GREGORY MILLER

CLERKS OF COURT: Provides for certain clerk of court filing requirements

1 AN ACT

2 To amend and reenact R.S. 24:516(A), relative to legislative auditor reports; to provide for  
3 internet access to audit reports; to remove certain filing requirements and filing  
4 timelines; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 24:516(A) is hereby amended and reenacted to read as follows:

7 §516. Reports

8 A.(1) The legislative auditor shall file copies of all audit reports released by  
9 his office with the governor, the attorney general, and the office investigated. For  
10 ~~purposes of public inspection, the~~ The legislative auditor shall ~~file~~ make available  
11 via its website copies of all audit reports, whether prepared by his office or accepted  
12 by the legislative auditor pursuant to R.S. 24:513(A) and R.S. 46:1064(B) ~~with the~~  
13 ~~clerk of court of the parish within which the office investigated is domiciled, the~~  
14 ~~parishes of East Baton Rouge and Orleans excepted.~~ Such copies may be filed  
15 electronically; however, the legislative auditor shall make actual paper copies of  
16 such reports available to any of these officials upon their request.

17 (2) ~~The period during which the clerk of court is required, under the~~  
18 ~~provisions of this Subsection, to make an audit report of the legislative auditor~~  
19 ~~available for public inspection shall begin on the first regular scheduled work day~~  
20 ~~after expiration of three days from the time the report is filed in the office of the~~

1 ~~clerk of court and shall extend for a period of not less than one year.~~ All such reports  
 2 shall call attention to those matters required by governmental auditing standards,  
 3 including reportable conditions, failure to comply with laws and regulations, and  
 4 such additional matters that may be included in a management letter. Reports shall  
 5 make specific recommendations for future avoidance together with management's  
 6 response. If the report discloses any alleged criminal acts by any public officer or  
 7 employee, the legislative auditor shall furnish an additional copy of the report to the  
 8 district attorney of the parish where the offense was committed.

9 \* \* \*

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 740 Original

2018 Regular Session

Gregory Miller

**Abstract:** Removes the legislative auditor's requirement to file copies of all audit reports with clerks of court.

Present law requires the legislative auditor to file copies of all audit reports with the governor, the attorney general, and the office investigated. Further requires the legislative auditor to file copies of all audit reports prepared by his office or accepted by his office in the clerk of court of the parish within which the office investigated is domiciled, except East Baton Rouge Parish and Orleans Parish. Requires clerks to make all reports available for public inspection for a period of time no less than one year starting on the first scheduled work day after expiration of three days from the time the report is filed in the office of the clerk of court. The reports are required to discuss all matters required by governmental auditing standards and recommendations.

Proposed law requires the legislative auditor requires the legislative auditor to make all copies of audit reports available on its website and removes the requirements that the auditor file copies with clerks of court.

(Amends R.S. 24:516(A))