HLS 19RS-879 ENGROSSED

2019 Regular Session

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HOUSE CONCURRENT RESOLUTION NO. 75

BY REPRESENTATIVE WRIGHT

ADMINISTRATIVE PROCEDURE: Provides for a task force to review rules and regulations and make recommendations relative thereto

A CONCURRENT RESOLUTION

To establish the Task Force on Louisiana Administrative Procedure to study and make

3	recommendations regarding all issues related to the process of rulemaking by state
4	agencies and the existing Louisiana Administrative Code.
5	WHEREAS, rulemaking is an important factor in the orderly operation of programs
6	and for ensuring that the legislative intent in creating policies and programs is effectively
7	administered; and
8	WHEREAS, unless regularly reviewed and revised, rules and regulations may
9	become outdated or overly burdensome and in some instances may no longer reflect the
10	current state of the law; and
11	WHEREAS, because administrative rules affect every Louisiana citizen and
12	business, it is vital to ensure that rules and regulations are necessary and not burdensome;
13	and
14	WHEREAS, it is important to systematically review rules and regulations and the
15	rulemaking process to ensure that government is reasonable and accountable to its citizens.
16	THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby
17	establish the Task Force on Louisiana Administrative Procedure to study and make
18	recommendations regarding all issues related to the process of rulemaking by state agencies
19	and the existing Louisiana Administrative Code.

BE IT FURTHER RESOLVED that the task force shall be comprised of the

- 2 following members:
- 3 (1) The chairman of the House Committee on House and Governmental Affairs, or
- 4 his designee.
- 5 (2) The chairman of the Senate Committee on Senate and Governmental Affairs, or
- 6 his designee.
- 7 (3) The chairman of the Senate Committee on Health and Welfare, or his designee.
- 8 (4) The chairman of the House Committee on Health and Welfare, or his designee.
- 9 (5) The chairman of the House Committee on Commerce, or his designee.
- 10 (6) The chairman of the Senate Committee on Commerce, Consumer Protection and
- 11 International Affairs, or his designee.
- 12 (7) A representative of the Louisiana Association of Business and Industry
- designated by the president of the association.
- 14 (8) A representative of the division of administrative law designated by the director
- of the division.
- 16 (9) A representative of the Pelican Institute designated by the chief executive officer
- 17 of the institute.
- 18 (10) A representative of the Department of Justice, civil division, designated by the
- 19 attorney general.
- 20 (11) A representative of the Office of the State Register designated by the
- 21 commissioner of administration.
- 22 (12) A representative of the Department of Environmental Quality designated by the
- 23 secretary of the department.
- 24 (13) A representative of the National Federation of Independent Businesses
- designated by the Louisiana state director.
- 26 (14) A representative of the Louisiana Chemical Association designated by the
- president of the association.
- 28 (15) A representative of the Louisiana Oil and Gas Association designated by the
- 29 president of the association.

1	(16) A representative of the Louisiana Department of Health designated by the
2	secretary of the department.
3	(17) A representative of the Department of Natural Resources designated by the
4	secretary of the department.
5	(18) A representative of the Department of Wildlife and Fisheries designated by the
6	secretary of the department.
7	(19) A representative of the Louisiana AFL-CIO designated by the president of the
8	Louisiana AFL-CIO.
9	(20) A representative of the Louisiana Association of Nonprofit Organizations
10	designated by the chair of its board of directors.
11	BE IT FURTHER RESOLVED that in conducting such study, the task force may
12	study and compare rulemaking practices of other states and of the federal government to
13	identify best practices.
14	BE IT FURTHER RESOLVED that members of this task force shall serve without
15	compensation, except per diem or expense reimbursement to which they may be individually
16	entitled to as members of the constituent organizations.
17	BE IT FURTHER RESOLVED that the names of the members selected to serve on
18	the task force shall be submitted to the speaker of the House of Representatives no later than
19	July 1, 2019.
20	BE IT FURTHER RESOLVED that the task force shall hold its organizational
21	meeting at the call of the chairman of the House Committee on House and Governmental
22	Affairs, or his designee, and at its organizational meeting, the task force shall elect a chair
23	and such other officers as it deems necessary.
24	BE IT FURTHER RESOLVED that the task force may conduct such meetings at
25	such times as it may deem necessary or convenient to enable it to exercise fully and
26	effectively its powers, perform its duties, and accomplish the objectives and purposes of this
27	Resolution.
28	BE IT FURTHER RESOLVED that the task force shall make a report of its findings
29	and recommendations, with suggestions for proposed legislation, if any, to the legislature
30	no later than January 1, 2020, at which time the task force shall cease to exist.

1 BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the 2 chairman of the House Committee on House and Governmental Affairs, the chairman of the 3 Senate Committee on Senate and Governmental Affairs, the chairman of the Senate 4 Committee on Health and Welfare, the chairman of the House Committee on Health and 5 Welfare, the chairman of the House Committee on Commerce, the chairman of the Senate 6 Committee on Commerce, Consumer Protection and International Affairs, the president of the Louisiana Association of Business and Industry, the secretary of the Louisiana 7 8 Department of Health, the secretary of the Department of Natural Resources, the secretary 9 of the Department of Wildlife and Fisheries, the president of the Louisiana AFL-CIO, the 10 chair of the board of directors of the Louisiana Association of Nonprofit Organizations, the 11 director of the division of administrative law, the chief executive officer of the Pelican 12 Institute, the attorney general, the commissioner of administration, the secretary of the 13 Department of Environmental Quality, the Louisiana state director of the National 14 Federation of Independent Businesses, the president of the Louisiana Chemical Association, 15 and the president of the Louisiana Oil and Gas Association.

## 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)]

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2019 Regular Session

Wright

Establishes the Task Force on La. Administrative Procedure to study and make recommendations regarding all issues related to the process of rulemaking by state agencies and the existing La. Administrative Code. Requires the task force to make a report of its findings and recommendations, with suggestions for proposed legislation, if any, to the legislature no later than Jan. 1, 2020.

## Summary of Amendments Adopted by House

The Committee Amendments Proposed by <u>House Committee on House and Governmental Affairs</u> to the <u>original</u> resolution:

- 1. Change membership on the task force as follows:
  - (a) Provide that the chairmen of the legislative governmental affairs committees or their designees are members rather than members of the committees designated by the chairmen.
  - (b) Add representatives of the following departments designated by the secretaries thereof: La. Dept. of Health, Dept. of Natural Resources, and Dept. of Wildlife and Fisheries.

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(c) Add a representative of the La. AFL-CIO designated by its president and a representative of the La. Assoc. of Nonprofit Organizations designated by the chair of its board of directors.

2. Make technical, conforming changes.