
The legislative instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by James Benton.

CONFERENCE COMMITTEE REPORT DIGEST

SB 171

2019 Regular Session

Hewitt

Keyword and summary of the bill as proposed by the Conference Committee

STATE AGENCIES. Relative to reports required of executive branch agencies, repeals automatic expiration and makes the legislative auditor the receiving agency for certain reports. (6/30/19)

Report adopts House amendments to:

1. Change the agency that receives certain required reports from boards and commissions authorized to issue licenses to the legislative auditor from the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs.

Report rejects House amendments which would have:

1. Changed the agency that receives certain required reports from boards and commissions authorized to issue licenses to the division of administration from the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs.
2. Changed the date for report mandates to be reviewed from June 30, 2019, with expiration in five-year increments, to January 1, 2022, with review in four-year increments.
3. Required legislative action to cause a reporting mandate to cease rather than requiring legislative action to cause a mandate to continue.

Report amends the bill to:

1. Repeal present law that causes mandates to provide reports to expire five years, or a multiple of five years, after the mandate's initial legislative approval.

Digest of the bill as proposed by the Conference Committee

Present law requires each board or commission authorized to issue a license, permit, or certificate under present law to submit quarterly reports to the appropriate legislative oversight committees and

to the House and Senate governmental affairs committees that contain:

- (a) The number of complaints received regarding board actions or procedures.
- (b) A summary of each such complaint and the disposition of each complaint.

Proposed law retains present law but changes the agency that receives the reports from the governmental affairs committee to the legislative auditor.

Present law further requires that each board or commission to give notice to each applicant and licensee that complaints about actions or procedures of the board or commission may be submitted directly to the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs. Require each board or commission to post a notice of the ability to submit complaints to the governmental affairs committees in a conspicuous place on the website of the board or commission.

Proposed law retains present law but designates the legislative auditor instead of the House governmental affairs committees as the proper entity that an applicant or licensee may submit complaints to about actions or procedures of the board or commission.

Present law requires a legislative mandate for an executive branch agency to produce a report to expire five years after legislative approval of the mandate. Requires the producing agency to notify the legislature of the impending expiration. Regardless of the legislative committee with jurisdiction over the subject matter of the report, authorizes the legislative committees with jurisdiction over the producing agency to extend the mandate for an additional five years by an affirmative vote of each committee. Provides for the first reports to expire July 1, 2019.

Present law provides for reports mandated before July 1, 2018, to expire on the July 1st following June 30, 2019, in the earliest year that is a multiple of five years after the mandate was initiated.

Proposed law repeals present law.

Effective June 30, 2019.

(Amends R.S. 37:23.2; repeals R.S. 49:1401)