

HOUSE SUMMARY OF SENATE AMENDMENTS**HB 861****2026 Regular Session****Mike Johnson**

BOARDS/COMMISSIONS: Provides relative to the status of inactive boards and commissions in Louisiana

Synopsis of Senate Amendments

1. Repeals the Multimodal Commerce Advisory Commission.
2. Changes the membership of the Louisiana Historical Preservation and Cultural Commission from including one member of the State Archives and Records Commission to including one member from the Dept. of State.
3. Makes technical changes.

Digest of Bill as Finally Passed by Senate

Proposed law abolishes certain boards, commissions, authorities, like entities and related funds and abolishes the powers, functions, duties, and responsibilities of such entities, and removes references and related provisions as follows:

Advisory Commission for La.'s Energy, Environment, and Restoration

Present law provides for the Advisory Commission for La.'s Energy, Environment, and Restoration within the Department of Conservation and Energy to support programs designed to demonstrate to the general public the importance of the La. oil and natural gas exploration, production, and service industry; encourage the wise and efficient use of energy; promote environmentally sound production methods and technologies; develop existing supplies of La.'s oil and natural gas resources; support research and educational activities concerning the oil and gas exploration and production industry; and cause remediation of historical oilfield environmental problems. Provides for the membership of the commission and requires the commission to develop an operational plan and legislative recommendations for the 2021 RS of the Legislature necessary to implement the operational plan by July 1, 2021.

Proposed law repeals present law.

Advisory Subcommittee of the Accountability Commission

Present law requires the Accountability Commission established by the State Board of Elementary and Secondary Education to convene an advisory subcommittee of the commission to report on and make recommendations regarding the overall effectiveness of the evaluation program, including but not limited to any recommendations for changes to board policy or state law with respect to the following: the value-added assessment model as determined by the board, measures of student growth for grades and subjects for which value-added data are not available and for personnel for whom value-added data are not available as established by the board, and elements of evaluation and standards for effectiveness as defined by the board. Provides for membership of the subcommittee and requires a report of recommendations to be submitted prior to the beginning of the 2016 Regular Session of the Legislature.

Proposed law repeals present law.

La. Byways Commission

Present law creates the La. Byways Commission within the Dept. of Culture, Recreation and Tourism to provide for the preservation, enhancement, and promotion of special roads within the La. Byways Program that offer historical, cultural, scenic, natural, archeological, recreation, and economic resources for the state. Provides for the commission to be comprised of nine members. Grants the commission the power to make recommendations for additions or deletions of highways or segmentation of highways in the La. Byways Program, make recommendations regarding priorities for byways grants, develop promotional materials and campaigns of all types in support of the La. Byways Program and adopt and promulgate rules. Present law requires that any byway suggested to be included in the Louisiana Byways Program have approval of La. Byways Commission.

Proposed law repeals present law.

La. Centers of Excellence Financing Corporation

Present law authorizes the formation and incorporation of the La. Centers of Excellence Financing Corporation as a nonprofit corporation, the purpose of which shall be the financing of the design, acquisition, purchase, construction, renovation, improvement, equipping or expansion of centers of excellence to be leased to the La. Community and Technical Colleges System and used as centers of excellence. Provides that the corporation shall be governed by a board of seven directors. Provides for various powers and duties of the corporation, including the power to issue bonds and provides relative thereto.

Present law provides that upon dissolution of the corporation, title to all property owned by the corporation shall vest in the successor corporation created by the legislature, if any, if such successor corporation qualifies under §103 of the Federal Internal Revenue Code of 1986, as amended, to issue obligations the interest on which is exempt from federal income taxation. If no such successor corporation is so created, title to such property shall vest in the state.

Proposed law repeals present law.

Centers of Excellence Program

Present law provides that the Board of Supervisors of Community and Technical Colleges, with the approval of and in coordination with the Board of Regents, may establish a Centers of Excellence Program to provide customized educational and training programs to meet areas of need as identified by La. business and industry. Provides that the board may establish an advisory board composed of not more than seven members which shall have the duty to assist in the identification of the needs of business and industry, provide consultation regarding admissions, curriculum, equipment needs, tuition and fee models, and other aspects of the operation of a Center of Excellence.

Present law provides that the Center of Excellence may be established only with private sector support, including funding or the donation of land or equipment, and shall be operated on a business model conducive to real-time market responsiveness which provides for flexibility in pricing, service delivery, and administration.

Proposed law repeals present law.

Clerks of Court Certification Program Committee

Present law creates the clerks of court certification program committee to govern the La. Clerks of Court Certification Program. Provides for the committee to be composed of five members.

Proposed law repeals present law.

Present law requires that documents showing the successful completion of the certification program be submitted to and approved by the certification committee.

Proposed law repeals the requirement that approval be given by the certification committee.

Present law provides that if, on July 1, 1990, a clerk has completed certain educational and experience requirements and the documents showing the successful completion of the program have been submitted to and approved by the certification committee and said approval documented to the legislative auditor, the clerk shall be granted a 7% increase in compensation to his annual salary.

Proposed law repeals the requirement that approval be given by the certification committee.

Coastal Protection and Restoration Financing Corporation

Present law creates the Coastal Protection and Restoration Financing Corporation as a special purpose, public corporate entity, an instrumentality independent of the state that is a public corporate body, intended, and has a legal existence, separate and distinct from the state.

Present law provides for membership of the corporation board and provides that the corporation's purposes are, and it shall have the authority and powers, to carry out the financing, purchasing, owning, and managing of the Offshore Royalty Revenues and the Offshore Royalty Revenue Assets, the DWH NRD revenues and the DWH NRD assets, and the RESTORE revenues and the RESTORE assets, the corporation being vested with all the powers of a private corporation to effectuate the purposes of the corporation, to issue bonds as authorized by present law and refund any of such bonds.

Present law provides that the corporation shall have perpetual existence; provided, however, the board shall dissolve and terminate the existence of the corporation no later than two years after the date of final payment of all outstanding bonds and the payments or satisfaction of all other outstanding obligations and liabilities of the corporation, except to the extent necessary to remain in existence, and only for such additional time, as shall be necessary to fulfill any outstanding covenants or agreements with holders or other parties. Provides that upon dissolution of the corporation, title to all assets and properties of the corporation shall vest in and become the property of the state and shall be deposited in and credited to the Coastal Protection and Restoration Fund, and the corporation shall execute all necessary conveyances, assignments or other documents to establish and evidence such transfer and ownership, including all conveyances or assignments of all rights, title and interest to the offshore royalty revenues.

Proposed law repeals present law.

Encore Louisiana Commission

Present law creates the Encore Louisiana Commission as an agency of the state in the office of the lieutenant governor. Provides for membership and duties, including formulating a strategic plan for and taking other actions related to the attraction and retention of persons 50 years old and above. Authorizes the commission to adopt rules and regulations, in accordance with the Administrative Procedure Act.

Proposed law repeals present law.

Energy Code Commission

Present law creates the Energy Code Commission. Provides for membership and provides the primary function of the commission shall be to provide amendments to the code in order to address energy efficiency requirements to reduce the long term energy cost burden for building occupants.

Proposed law repeals present law.

Equal Pay Commission

Present law creates the Equal Pay Commission and provides the purpose of the commission is to serve as a collaborative working group to make a full and complete study of the extent of wage disparities, in both the public and private sector, between men and women, and between minorities and non-minorities; those factors which cause, or which tend to cause, such disparities, including segregation of women and men, and of minorities and non-minorities across and within occupations; payment of lower wages for occupations traditionally dominated by women and minorities; child-rearing responsibilities; and education and training; the consequences of such disparities on the economy and on affected families; and actions, including proposed legislation, that are likely to lead to the elimination and prevention of such disparities.

Proposed law repeals present law.

Floodplain Evaluation and Management Commission

Present law contingent on sufficient appropriations, requires the Floodplain Evaluation and Management Commission, no later than March 1, 2022, and at least once every five years thereafter, shall review and revise the statewide flood information database developed for the purpose of the systematic evaluation of drainage and flooding problems in the state. Requires the commission to review development proposals to ensure that no development in one parish or municipality will have a negative or detrimental effect in any other parish or municipality. The commission shall ensure that maintenance in any basin area across parish or municipal boundaries, including the clearing and de-snagging of the Amite and Comite Rivers, are performed according to any contractual obligations and state law. Provides for membership.

Present law requires that the final revision of the database to be furnished to the Joint Legislative Committee on Transportation, Highways and Public Works and the Flood Control Project Evaluation Committee prior to the beginning of the 2022 RS of the Legislature and every fifth year thereafter. However, that portion of the final revision encompassing the Amite River Basin shall be furnished to the committee and the Flood Control Project Evaluation Committee prior to the beginning of the 2020 RS of the Legislature. Prior to each legislative session beginning with the 2023 RS of the Legislature, the evaluation committee shall submit a recommended list of projects, including supporting data, to the committee. The committee shall conduct hearings to receive the revision of the flood information database and the recommendations from the evaluation committee.

Proposed law repeals present law.

La. Health Plan

Present law provides for the creation of the La. Health Plan board of directors and for membership of the board, which shall submit a written report of the operation of the plan to the commissioner of insurance and the house and senate committees on insurance by April 1st of each year.

Proposed law repeals present law.

Housing and Transportation Planning and Coordinating Commission

Present law authorizes that La. Housing Corporation to establish the Housing and Transportation Planning and Coordinating Commission as an advisory committee. The primary purpose of this commission shall be to advise the corporation in coordinating the integration of planning and spending by local governments, parish and municipal governing authorities, redevelopment authorities, and the Dept. of Transportation and Development on

housing and transportation needs. The commission shall recommend multiple modes of transportation and multiple types of housing developments to be planned so as to provide planned recreational growth, more fully integrated and livable communities, and effective spending of public funds for the betterment of life for La. citizens.

Present law provides that the commission shall create a statewide housing plan for state agencies and conduct a parish-by-parish assessment of housing. The assessment shall be conducted once every five years and the statewide housing plan shall be updated based on the most recent assessment. The commission shall advise and provide recommendations to the La. Housing Corporation board.

Proposed law repeals present law.

Hunting and Fishing Advisory Education Council

Present law provides for the Hunting and Fishing Advisory Education Council to be established within the Dept. of Wildlife and Fisheries to promote the many benefits of hunting and fishing among La. citizens and to educate the citizens of the state on those benefits. Provides for membership and requires the council to develop plans and strategies to promote public awareness that fees, taxes, and traditional expenditures of hunters and anglers provide financial support for the management of fish and wildlife resources, habitat conservation and management, and the enforcement of fish and wildlife laws, and contribute to the local and national economy.

Proposed law repeals present law.

Latino Commission

Present law establishes the Latino Commission within the executive branch of the state government in the office of the governor, domiciled in New Orleans and provides the composition of the commission. Provides for the powers and duties of the commission and provides the commission shall identify obstacles to the effective delivery of governmental services by all service providers at all levels of government to Latino Americans, and the commission shall propose methods for removing those obstacles from such delivery of services and submit its proposals to the appropriate governmental entity or entities.

Proposed law repeals present law.

Louisiana Juvenile Jurisdiction Planning Implantation Committee

Present law provides for the membership, duties, authority, and responsibilities of the committee which include the development of programs and policies that can safely reduce the number of youth in the juvenile justice system, including expanded use of diversion where appropriate; development and use of civil citation programs; use of evidence-based and promising services wherever possible; and reinvestment programs targeting the expanded use of community-based alternatives to secure, nonsecure, and pre-disposition custody; the development of comprehensive projections to determine the long-term distribution of placement capacity for youth in the juvenile justice system; and an analysis of the impact of the expansion of juvenile jurisdiction to persons seventeen years of age on state agencies and a determination of which state agencies shall be responsible for providing relevant services to juveniles, including but not limited to mental health and substance abuse services, housing, education, and employment.

Proposed law repeals present law.

La. Music Trail Commission

Present law establishes the La. Music Trail Commission for the purpose to commemorate and to promote awareness and encourage enjoyment of the stories, biographies, and points

of interest in blues, rock and roll, country, zydeco, cajun, jazz, rhythm and blues, hip-hop, swamp pop, gospel, and other music types throughout La. Provides the Dept. of Culture, Recreation, and Tourism may establish a process and criteria for adding routes to the music trail and provides any political subdivision may request that a specified segment of a state or U.S. highway be included in the trail. Provides for the composition and duties of the commission.

Proposed law repeals present law.

Louisiana Quincentenary Commission

Present law provides for membership, and provides the commission promote and coordinate activities to commemorate the quincentennial of the voyages of Christopher Columbus.

Proposed law repeals present law.

Multimodal Commerce Advisory Commission

Present law provides for the establishment of the Multimodal Commerce Advisory Commission within the office of multimodal commerce. Provides for membership of the commission and further provides for the development of an operational plan and what is to be included in the plan. Provides for the presentation of the plan to the Senate and House committees on transportation, highways, and public works for their review and approval. Provides members serve without compensation, except for a per diem. Further provides that after July 1, 2016, the commission will continue to exist in an advisory capacity to the commissioner of multimodal commerce.

Proposed law repeals present law.

State Parks and Recreation Commission

Present law creates the State Parks and Recreation Commission with the purpose to promote the goals and objectives of the office of state parks and act in an advisory capacity to that office and its assistant secretary and the secretary of the department in matters relating to parks, recreation, facilities, programs, and the efficient administration thereof. Provides for the composition of the commission and provides the term each appointed member shall serve.

Proposed law repeals present law.

Process Technology Advisory Board

Present law provides the Board of Supervisors of the Louisiana Community and Technical College System shall establish an advisory board, to be known as the Process Technology Advisory Board, which shall assist the board of supervisors in developing and maintaining two-year associate degree programs in process technology. Provides for the composition of the advisory board. Provides the advisory board shall provide statewide coordination of the La. process technology education program as a whole and shall address multi-regional issues and coordinate regional process technology efforts at the state level and further provides the mission of the advisory board.

Proposed law repeals present law.

Rural Water Infrastructure Committee

Present law provides for the composition of the committee. Provides for the duties and functions of the committee and requires the committee to make recommendation.

Proposed law repeals present law.

La. Sentencing Commission

Present law creates the La. Sentencing Commission and provides the commission shall conduct a continuous review of the state's sentencing structure based upon existing criminal law and law relative to criminal procedure. Provides the commission can make recommendations on sentencing and post-conviction relief legislation. Provides the commission shall also conduct a comprehensive review of La.'s current sentencing structure, sentencing practices, probation and parole supervision, and the use of alternatives to incarceration. Provides the commission is under the jurisdiction of the La. Commission on Law Enforcement and Administration of Criminal Justice in the office of the governor. Provides for composition of the commission. Provides for staffing and administrative support for the commission.

Proposed law repeals present law.

State Buildings and Lands Highest and Best Use Advisory Group

Present law creates the State Buildings and Lands Highest and Best Use Advisory Group to be composed of the director of the office of facility planning and control, the director of the office of state lands, the director of the office of risk management, and the director of the office of statewide reporting and accounting policy or their designees. Provides the advisory group may advise the commissioner of administration on all matters relating to state-owned property and development opportunities for the state to enter into public-private development partnerships with private, non-profit or public partners, chosen by competitive bid, in order to develop and manage state-owned real estate in a manner that achieves the highest and best use of the property. Requires that, by Nov. 1 each year, each executive branch including higher education agencies, in cooperation with the parish planning authority or parish governing authority of the parish in which the property is located, report to the advisory group any land or buildings under the control of such agency that, in the estimation of the agency, is being underutilized or may represent an opportunity to be developed in accordance with the highest and best use of the property.

Present law provides that the advisory group shall review and analyze the agency reports and shall, not later than Jan. 15 each year, make recommendations to the commissioner of administration regarding which properties present the most promise for development or including public-private development of such properties. Provides that the commissioner shall review the list of properties recommended by the advisory group and finalize the list by accepting the list or by removing properties from the list. At the regular March meeting of the Joint Legislative Committee on the Budget, the commissioner of administration shall present the final list of such properties with a plan for the development of the highest and best use of such properties.

Proposed law repeals present law.

Waste Tire Task Force

Present law creates a Waste Tire Program Task Force. Provides the task force is charged with the responsibilities to study, report, and make recommendations on the Dept. of Environmental Quality's waste tire program, including the laws, rules, and regulations governing the program and the fee structure and financial obligations of the program, and to submit a report of its findings and recommendations to the House Committee on Natural Resources and Environment and the Senate Committee on Environmental Quality annually. Provides for the composition of the task force.

Proposed law repeals present law.

Present law provides for the membership of the La. Historical Preservation and Cultural Commission, including a member from the State Archives and Records Commission.

Proposed law provides that the member is from the Dept. of State instead of the State Archives and Records Commission.

(Amends R.S. 13:782(J)(2)(a) and (b), R.S. 15:574.21(D), R.S. 25:521(A), R.S. 30:521(A)(1), R.S. 41:1501, R.S. 49:214.5.4(G)(8) and 966(B)(3)(b), and R.S. 56:1948.4(B); Repeals §3 of Act No. 323 of the 2013 Regular Session of the Legislature, §2 of Act No. 427 of the 2015 Regular Session of the Legislature, R.S. 13:782(J)(1), R.S. 15:321-324, 1441, and 1442, R.S. 17:1875, 3398.2(B)-(E), and 3883(A)(6), R.S. 22:1201-1220, R.S. 23:2021 through 2024, R.S. 25:1021-1027, R.S. 30:401-403, R.S. 36:4(B)(18) and (34) and (D)(1), 209(A)(2) and (10) and (D)(1), 508.4, 610(C)(2), and 651(K)(2), R.S. 38:90.2 and 90.5(A), R.S. 39:99.26-99.46, 332.1, and 1800.21-1800.35, R.S. 40:600.91(A)(28)(b), 1730.28.4, and 1730.28.5(C), R.S. 43:111(A)(9), R.S. 49:220.31- 220.33, 966(B)(23), and 1221-1223, R.S. 51:1317-1319, and R.S. 56:699.21, 699.22, 1681, 1948.4(A)(2), 1948.11-1948.13, and 1950.21-1950.26)