HLS 19RS-879 REENGROSSED

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

2	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9	become outdated or overly burdensome and in some instances may no longer reflect the
0	current state of the law; and
1	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
4	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.
20	BE IT FURTHER RESOLVED that the task force shall be comprised of the
21	following members:

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

1	(17) A representative of the Department of Natural Resources designated by the
2	secretary of the department.
3	(18) A representative of the Department of Wildlife and Fisheries designated by the
4	secretary of the department.
5	(19) A representative of the Louisiana AFL-CIO designated by the president of the
6	Louisiana AFL-CIO.
7	(20) A representative of the Louisiana Association of Nonprofit Organizations
8	designated by the chair of its board of directors.
9	(21) A representative of the Louisiana Society of Certified Public Accountants
10	designated by the president of the society.
11	(22) A representative of the Louisiana REALTORS Association designated by the
12	president of the association.
13	(23) A representative of the Louisiana Industrial Development Executives
14	Association designated by the association's board of directors.
15	BE IT FURTHER RESOLVED that in conducting such study, the task force may
16	study and compare rulemaking practices of other states and of the federal government to
17	identify best practices.
18	BE IT FURTHER RESOLVED that members of this task force shall serve without
19	compensation, except per diem or expense reimbursement to which they may be individually
20	entitled to as members of the constituent organizations.
21	BE IT FURTHER RESOLVED that the names of the members selected to serve on
22	the task force shall be submitted to the speaker of the House of Representatives no later than
23	July 1, 2019.
24	BE IT FURTHER RESOLVED that the task force shall hold its organizational
25	meeting at the call of the chairman of the House Committee on House and Governmental
26	Affairs, or his designee, and at its organizational meeting, the task force shall elect a chair
27	and such other officers as it deems necessary.
28	BE IT FURTHER RESOLVED that the task force may conduct such meetings at
29	such times as it may deem necessary or convenient to enable it to exercise fully and

1 effectively its powers, perform its duties, and accomplish the objectives and purposes of this

2 Resolution.

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BE IT FURTHER RESOLVED that the task force shall make a report of its findings and recommendations, with suggestions for proposed legislation, if any, to the legislature

5 no later than January 1, 2020, at which time the task force shall cease to exist.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the chairman of the House Committee on House and Governmental Affairs, the chairman of the Senate Committee on Senate and Governmental Affairs, the chairman of the Senate Committee on Health and Welfare, the chairman of the House Committee on Health and Welfare, the chairman of the House Committee on Commerce, the chairman of the Senate Committee on Commerce, Consumer Protection and International Affairs, the president of the Louisiana Association of Business and Industry, the secretary of the Louisiana Department of Health, the secretary of the Department of Natural Resources, the secretary of the Department of Wildlife and Fisheries, the president of the Louisiana AFL-CIO, the chair of the board of directors of the Louisiana Association of Nonprofit Organizations, the director of the division of administrative law, the chief executive officer of the Pelican Institute, the attorney general, the commissioner of administration, the secretary of the Department of Environmental Quality, the Louisiana state director of the National Federation of Independent Businesses, the president of the Louisiana Chemical Association, the president of the Louisiana Oil and Gas Association, and the board of directors of the Louisiana Industrial Development Executives 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)]

HCR 75 Reengrossed

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 resolution</u>:

- 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.
 - (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.

The House Floor Amendments to the engrossed resolution:

1. Add a representative from each of the following organizations: the La. Society of Certified Public Accountants, the La. REALTORS Assoc., and the La. Industrial Development Executives Assoc.