ENROLLED

Regular Session, 2011

ACT No. 367

HOUSE BILL NO. 560

BY REPRESENTATIVE CARMODY

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

AN ACT

To amend and reenact R.S. 17:3139(E), relative to audits of public postsecondary education institutions by the legislative auditor; to require audits of information submitted by such institutions to the Board of Regents as indication of achievement of performance objectives; to provide relative to the timing and costs of such audits; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 17:3139(E) is hereby amended and reenacted to read as follows:

§3139. Louisiana Granting Resources and Autonomy for Diplomas Act; purpose; agreements; monitoring and renewal; reporting

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E. Legislative auditor; performance analysis. ~~Within six months after entering into a performance agreement pursuant to this Section, an institution shall provide to the legislative auditor all information that the auditor requests to conduct a detailed study of the performance of postsecondary education in Louisiana. The institutions shall provide information that will allow the auditor to analyze how well goals and objectives of postsecondary education are being met and to perform an economy and efficiency study. Such information shall include but shall not be limited to information relative to staffing levels, hiring and compensation practices,~~

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~~employee productivity and discipline, and performance management. This Subsection shall only be effective in the event that funds are appropriated to effect these provisions.~~ The legislative auditor, in cooperation and coordination with the Board of Regents, shall annually audit data submitted or to be submitted by institutions to the Board of Regents as indicators of meeting performance objective targets established by or pursuant to this Section to ensure that the data is reliable. The auditor shall complete all audits pursuant to this Subsection and report his findings to the Board of Regents and to the legislature prior to the board's annual vote on whether an institution will be able to exercise tuition authority and operational autonomies pursuant to this Section. Each institution shall provide to the legislative auditor all of the information that the auditor requests to conduct audits pursuant to this Subsection. The legislative auditor shall charge the actual costs of such audits to the institution being audited; however, no institution shall be charged more than ten thousand dollars for such audits in any single fiscal year unless a higher amount is authorized by the Legislative Audit Advisory Council. The council may authorize the auditor to charge an institution more than ten thousand dollars in a fiscal year if the additional actual costs are proven to be related to the scope of work described in this Subsection. No provision of this Subsection shall be construed to limit the authority of the auditor under any other provision of law. The legislative auditor shall, to the extent that he determines feasible and in the best interests of the state, take steps to minimize disruption of normal operations at the institutions such as conducting such audits in conjunction with the institution's financial audit.

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Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If

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vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

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