

Regular Session, 2012

HOUSE BILL NO. 354

BY REPRESENTATIVE CROMER

1 AN ACT

2 To enact R.S. 22:1751 and R.S. 23:1769, relative to registration and regulation of
3 Professional Employer Organizations by the Department of Insurance and the
4 Louisiana Workforce Commission; to authorize such organizations to register
5 electronically and through certain approved assurance organizations; and to provide
6 for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 22:1751 is hereby enacted to read as follows:

9 §1751. Electronic registration; registration through an approved assurance
10 organization

11 A. The commissioner is authorized, to the extent practical, to accept the
12 electronic filing of a PEO registration that is in conformance with the Louisiana
13 Uniform Electronic Transactions Act, R.S. 9:2601 et seq., including applications,
14 documents, reports, and other filings required by this Part.

15 B. The commissioner is further authorized, to the extent practical, to provide
16 for the acceptance of electronic filings and other assurance documents by an
17 independent and qualified assurance organization approved by the commissioner that
18 provides satisfactory assurance of compliance with the applicable provisions of this
19 Part. The commissioner may permit a PEO to authorize such an approved assurance
20 organization to act on the PEO's behalf in complying with the registration
21 requirements of this Part, including the electronic filing of applications, documents,
22 reports, registration fees, and other information. Use of such an approved assurance
23 organization shall be optional and not mandatory for any PEO.

1 C. Nothing in this Section shall limit or change the authority of the
2 commissioner to register or terminate the registration of a PEO or to investigate or
3 enforce any provision of this Part.

4 Section 2. R.S. 23:1769 is hereby enacted to read as follows:

5 §1769. Electronic registration; registration through an approved assurance
6 organization

7 A. The administrator is authorized, to the extent practical, to accept the
8 electronic filing of a PEO registration that is in conformance with the Louisiana
9 Uniform Electronic Transactions Act, R.S. 9:2601 et seq., including applications,
10 documents, reports, and other filings required by this Part.

11 B. The administrator is further authorized, to the extent practical, to provide
12 for the acceptance of electronic filings and other assurance documents by an
13 independent and qualified assurance organization approved by the commissioner that
14 provides satisfactory assurance of compliance with the applicable provisions of this
15 Part. The administrator may permit a PEO to authorize such an approved assurance
16 organization to act on the PEO's behalf in complying with the registration
17 requirements of this Part, including the electronic filing of applications, documents,
18 reports, registration fees, and other information. Use of such an approved assurance
19 organization shall be optional and not mandatory for any PEO.

20 C. Nothing in this Section shall limit or change the authority of the
21 administrator to register or terminate the registration of a PEO or to investigate or
22 enforce any provision of this Part.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____