Regular Session, 2013

HOUSE BILL NO. 628

BY REPRESENTATIVE BARRAS

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

1	AN ACT
2	To amend and reenact R.S. 1:55(B)(1)(a), R.S. 9:400(A)(introductory paragraph), (B), (D),
3	and (E), R.S. 11:22(D), 143(C)(introductory paragraph), 701(10), 1115(C), 1345.4,
4	1345.6, 1632(D)(1), 1633(B)(1), 1644(C)(2), 2132, 2218(J)(4), 2220(A)(1)(g)(i), (ii),
5	and (iv), 2221(K)(3), 2241.8(1)(b), and 2242.8(1)(b), R.S. 14:26 and 63.4(A) and
6	(C), R.S. 15:1084(D) and 1173, R.S. 17:7.2(A)(introductory paragraph), 1684(A)(2),
7	1809(A), 1812(A), 1813(A), the heading of Part IV of Chapter 5 of Title 17 of the
8	Louisiana Revised Statutes of 1950, R.S.17:1970.2(5), 1970.4(D)(1)(b), (c), and (d),
9	2054(A), 2757(B)(9), 3022(A)(1)(a)(introductory paragraph) and (i), 3130(A), 3218,
10	3226(B), 3351(A)(5)(c), 3351.1(A)(1), 3381(A), 3382(A), and 3387(A), R.S.
11	22:1071(D)(2)(c), R.S. 24:31.1(C)(2), (D), and (E), R.S. 27:220(C), R.S. 28:2(32)(b),
12	54(D)(1)(introductory paragraph), 874(A)(introductory paragraph),
13	894(A)(introductory paragraph) and (B)(5), and 912(B), R.S. 30:4(I)(4) and
14	91(B)(1), R.S. 33:4720.56(23)(a), 4720.58.1(F)(1), 4720.151(K)(6)(a),
15	4720.161(K)(3) and (6)(a), 4720.171(K)(3) and (6)(a), 4720.181(K)(6)(a), and
16	4720.191(K)(6)(a), R.S. 35:191.2(4), R.S. 36:109(V), 204(A)(8),
17	209(W)(introductory paragraph) and (2), 234(A)(13), 239(C), 254(A)(8) and (F)(1),
18	354(A)(12), 404(A)(9), 454(A)(8), 605(A)(8), 624(A)(7), 629(C)(3), 645(A)(7),
19	682(B)(6), 702(6), 722(6), 742(6), and 764(A)(7), R.S. 37:791(A)(3) and 3259(A)(9)
20	and (B), R.S. 39:102(C) and 103(A)(2), R.S. 39:1533(A) as most recently amended
21	by Section 3 of Act No. 449 and Section 3 of Act No. 631 of the 2006 Regular
22	Session of the Legislature, R.S. 40:4(A)(3)(b), 32(12), 33(A), 61(A)(4), 1155,
23	1232(C), 1232.4(2) and (7), 1232.9(2) and (7), 1300.198(B)(4), and 2022(D), R.S.
24	42:447, R.S. 44:4(4)(a), (14), (31), and (37) and 4.1(B)(20), R.S. 46:2(A) and (B),

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1	448(A)(1) and (B) through (E), 2111(C), 2402(6), and 2405(B), R.S. 47:332.9(A),
2	337.95(B)(1)(a), 337.96, 337.99(H)(1) and (I), 4331(F), 4352, and 6103(A)(2), R.S.
3	48:1671(C)(1), R.S. 49:214.5.3(B)(3), 952(1), 953(B)(1)(a) and (2) and (F)(3)(b)
4	and (h), 954(A) and (B)(2), 954.1, 966(C), 968(D)(1)(c), (H)(1), (I), and (J), 981,
5	982, 983(A)(introductory paragraph) and (B), 984, 985, 986, 987, and 1101(A), R.S.
6	51:3115 and 3121(G), Children's Code Articles 1302.1(7) and 1437(B), and Code of
7	Criminal Procedure Articles 405, 406, 409, and 410, to enact R.S. 17:4015(7)(e) and
8	R.S. 36:409(R), and to repeal R.S. 11:231(A)(3), 449(A) and (B), 450(B), and
9	788(C)(introductory paragraph) all as amended by Act No. 714 of the 2008 Regular
10	Session of the Legislature and R.S. 11:788(C)(4) as enacted by Act No. 714 of the
11	2008 Regular Session of the Legislature, R.S. 17:4015(7)(f), and R.S. 18:1505.2(T),
12	relative to the various provisions of the Louisiana Revised Statutes of 1950, the
13	Children's Code, and the Code of Criminal Procedure; to provide for various
14	technical corrections, including corrections in legal citations, corrections in names
15	of publications, agencies, department offices, officers, and other entities, removing
16	of references to agencies that have been repealed or no longer exist, listing agencies
17	in the appropriate provisions for each department in executive reorganization
18	provisions, listing of a human services district in appropriate provisions for such
19	districts, designating undesignated statutory provisions, making conforming changes,
20	and clarifying language; and to provide for related matters.
21	Be it enacted by the Legislature of Louisiana:
22	Section 1. R.S. 1:55(B)(1)(a) is hereby amended and reenacted to read as follows:
23	§55. Days of public rest, legal holidays, and half-holidays
24	* * *
25	B. Legal holidays shall be observed by the departments of the state as
26	follows:
27	(1)(a) Insofar as may be practicable in the administration of the government,
28	no employee shall work on New Year's Day, Dr. Martin Luther King, Jr.'s Birthday
29	which shall be observed on the third Monday of January of each year or in
30	conjunction with the day of the federal observance, Mardi Gras Day, Good Friday,

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1	Independence Day, Labor Day, Veterans' Day, Thanksgiving Day, Christmas Day,
2	Inauguration Day once in every four years in the city of Baton Rouge, or General
3	Election Day every two the first Tuesday after the first Monday in November in
4	even-numbered years.
5	* * *
6	Section 2. R.S. 9:400(A)(introductory paragraph), (B), (D), and (E) are hereby
7	amended and reenacted to read as follows:
8	§400. Putative father registry
9	A. The Department of Health and Hospitals, office of preventive and public
10	health services, shall establish a putative father registry which shall record the names
11	and addresses of the following:
12	* * *
13	B. A person filing a declaration to claim paternity of a child or an
14	acknowledgement of paternity shall include therein his current address and shall
15	notify the registry of any change of address pursuant to procedures prescribed by
16	rules and regulations of the Department of Health and Hospitals, office of preventive
17	and public health services.
18	* * *
19	D. The Department of Health and Hospitals, office of preventive and public
20	health services, shall, upon request, provide the names and addresses of persons
21	listed with the registry to any court or authorized agency, and such information shall
22	not be divulged to any other person, except upon order of a court for good cause
23	shown.
24	E. The Department of Health and Hospitals, office of preventive and public
25	health services, shall promulgate all rules and regulations necessary to carry out the
26	purposes of this Part.
27	Section 3. R.S. 11:22(D), 143(C)(introductoryparagraph), 701(10), 1115(C), 1345.4,
28	1345.6, 1632(D)(1), 1633(B)(1), 1644(C)(2), 2132, 2218(J)(4), 2220(A)(1)(g)(i), (ii), and
29	(iv), 2221(K)(3), 2241.8(1)(b), and 2242.8(1)(b) are hereby amended and reenacted to read
30	as follows:

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1	§22. Methods of actuarial valuation established
2	* * *
3	D. For any of the systems system set forth in Subsection B of this Section
4	which are that is funded utilizing the frozen attained age normal method, the
5	actuarial valuation method of such the system shall be converted to the aggregate
6	funding method in the system's first valuation in which the frozen unfunded actuarial
7	accrued liability is fully amortized.
8	* * *
9	§143. Transfers between systems
10	* * *
11	C. Except as provided in Paragraph $(D)(5)$ of this Subsection Section and
12	notwithstanding the provisions of law to the contrary, the system, fund, or plan from
13	which the person transfers such credit shall transfer to the receiving system, fund, or
14	plan an amount which is the lesser of the following:
15	* * *
16	§701. Definitions
17	As used in this Chapter, the following words and phrases have the meanings
18	ascribed to them in this Section unless a different meaning is plainly required by the
19	context:
20	* * *
21	(10) "Earnable compensation" means the compensation earned by a member
22	during the full normal working time as a teacher. Earnable compensation shall
23	include any differential wage payment, as defined by 26 U.S.C. 3401(h)(2), which
24	that is made by an employer to any individual performing qualified military service.
25	Earnable compensation shall not include per diem, post allowances, payment in kind,
	hazardous duty pay, or any other allowance for expense authorized and incurred as
26	
26 27	an incident to employment, nor payments in lieu of unused sick or annual leave, nor
27	an incident to employment, nor payments in lieu of unused sick or annual leave, nor

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1	basis. If a member is granted an official leave and he makes contributions for the
2	period of leave, earnable compensation shall not include compensation paid for other
3	employment which would not have been possible without the leave. The board of
4	trustees shall determine whether or not any other payments are to be classified as
5	earnable compensation.
6	* * *
7	\$1115. Election of membership; termination
8	* * *
9	C. Any A member who ceases to be a member if he:
10	(1) Is absent from service more than five consecutive years and has credit for
11	fewer than twenty years of service.
12	(2) Withdraws his accumulated contributions.
13	(3) Withdraws from active service with a retirement allowance.
14	(4) Dies.
15	shall thereupon cease to be a member.
16	* * *
17	\$1345.4. Eligibility for retirement
18	Any member shall be eligible for retirement if he has:
19	(1) Twenty-five years or more of service, at any age.
20	(2) Twelve years or more of service, at age fifty-five or thereafter.
21	(3) Twenty years of service credit at any age, exclusive of military service
22	and unused annual and sick leave, but any person retiring under this Subsection
23	Paragraph shall have his benefit, inclusive of military service credit and allowable
24	unused annual and sick leave, actuarially reduced from the earliest age that he would
25	normally become eligible for a regular retirement benefit under Subsection A or B
26	Paragraphs (1) and (2) of this Section if he had continued in service to that age. Any
27	employee who elects to retire under the provisions of this Subsection Paragraph shall
28	not be eligible to participate in the Back-Deferred Retirement Option Program

1	provided by R.S. 11:1312.1 or the Initial Benefit Option provided by R.S.
2	11:1307(E).
3	* * *
4	§1345.6. Back-Deferred Retirement Option Program
5	A member, except as specified in for a member who retires pursuant to R.S.
6	11:1345.4(C) 11:1345.4(3), shall have the option of participating in the Back-
7	Deferred Retirement Option Program in accordance with the provisions of R.S.
8	11:1312.1.
9	* * *
10	§1632. Retirement eligibility; benefits at three percent
11	* * *
12	D.(1) For purposes of this Section and R.S. 11:1633 and 1634, average final
13	compensation shall include any amounts properly considered as regular rate of pay
14	of the member, as defined in R.S. 11:231, and unreduced by amounts excluded from
15	income for federal income tax purposes by reason of 26 U.S.C. 125, 132(f),
16	402(e)(3), 402(h)(1)(B), 403(b), 414(h), or 457 or any other provision of federal law
17	of similar effect.
18	* * *
19	§1633. Retirement eligibility; benefits at three and one-half percent
20	* * *
21	B. Benefits.
22	(1) Normal Retirement Benefits. The retirement allowance for normal
23	retirement benefits shall be three and one-half percent of the final average final
24	compensation for each year of creditable service.
25	* * *
26	§1644. Back-Deferred Retirement Option Program
27	* * *

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1	C. The member's Back-DROP monthly benefit accrual shall be calculated
2	based on the provisions applicable for service retirement set forth in R.S. 11:1632
3	and 1633, subject to the following conditions:
4	* * *
5	(2) Final average <u>Average final</u> compensation, utilized for the purpose of
6	calculating the Back-DROP monthly benefit, shall be calculated by excluding all
7	earnings during the Back-DROP period.
8	* * *
9	§2132. Annuity savings fund; contributions to fund; amount of employee
10	contributions
11	A. The annuity savings fund shall be a fund in which shall be accumulated
12	contributions from the compensation of members to provide for their annuities.
13	Contributions to and payments from the annuity savings fund shall be made as
14	follows:
15	B :(1) Each employer shall cause to be deducted from the salary of each
16	member on each and every payroll of such employer for each and every payroll
17	period seven per centum percent of his earnable compensation. In determining the
18	amount earnable by a member in a payroll period, the board of trustees may consider
19	the rate of annual compensation payable to such member on the first day of the
20	payroll period as continuing throughout such payroll period, and it may omit
21	deduction from compensation for any period less than a full payroll period, . and to
22	To facilitate the making of deductions, it may modify the deduction required of any
23	member by such an amount as shall not exceed one-tenth of one per centum percent
24	of the annual compensation upon the basis of which such deduction is to be made.
25	$C_{(2)}$ The deductions provided for herein in this Section shall be made
26	notwithstanding that the minimum compensation provided for by law for any
27	member shall be reduced thereby. Every member shall be deemed to consent and
28	agree to the deductions made and provided for herein in this Section and shall receipt
29	for his full salary or compensation, and payment of salary or compensation less said
30	deductions shall be a full and complete discharge and acquittance of all claims and

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1	demands whatsoever for the services rendered by such person during the period
2	covered by such payment, except as to the benefits provided by this Chapter. The
3	employer shall certify to the board of trustees on each and every payroll or in such
4	other manner as the board of trustees may prescribe, the amounts to be deducted; and
5	each of said amounts shall be deducted, and when deducted shall be paid into said
6	annuity savings fund, and shall be credited together with regular interest thereon to
7	the individual account of the member from whose compensation said deduction was
8	made.
9	* * *
10	§2218. Creditable service
11	* * *
12	J.
13	* * *
14	(4) When extending credit for unused earned leave, fractional days of
15	one-half or more shall be granted as one day and less than one-half day shall be
16	disregarded. Any member who had previously terminated terminates his
17	employment for any period of time, but who later becomes reemployed as an active
18	contributing member in this system, shall have contributed contribute to the system
19	for not less than eighteen months subsequent to his reemployment date before using
20	converted unused earned sick and annual leave for purposes of benefit computation.
21	Additional membership service obtained by conversion of unused earned sick and
22	annual leave shall not be used in computation of average final compensation.
23	* * *
24	§2220. Benefits; contribution limit
25	A. Eligibility for normal retirement, early retirement, and limitations.
26	(1)
27	* * *
28	(g) Upon termination of employment, the retiree shall receive an additional
29	retirement benefit based on his additional service rendered since reemployment using

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1	the normal method of computation of benefits or as provided in Subparagraph (h) of
2	this Paragraph, subject to the following:
3	(i) If the period of additional service was less than thirty-six months, the
4	average final compensation figure used to calculate the additional benefit shall be
5	that used to calculate his original benefit.
б	(ii) If the period of additional service was thirty-six or more months, the
7	average final compensation figure used to calculate the additional benefit shall be
8	based on his average compensation earned during the period of additional service.
9	* * *
10	(iv) In no event shall the The additional benefit shall not exceed an amount
11	which, when combined with the original benefit, equals one hundred percent of the
12	average final compensation figure used to compute the additional benefit.
13	* * *
14	§2221. Deferred Retirement Option Plan
15	* * *
16	K. The following shall also apply if employment is not terminated at the end
17	of the period of participation:
18	* * *
19	(3) Upon termination of employment, he shall receive an additional
20	retirement benefit based on his additional service rendered since termination of
21	participation in the fund, using the normal method of computation of benefit, subject
22	to the following:
23	(a) If his period of additional service was less than thirty-six months, the
24	average final compensation figure used to calculate the additional benefit shall be
25	that used to calculate his original benefit.
26	(b) If his period of additional service was thirty-six or more months, the
27	average final compensation figure used to calculate the additional benefit shall be
28	based on his compensation during the period of additional service.
29	(c) The option used shall be that applicable to the original benefit.

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1	(d) In no event shall the The additional benefit shall not exceed an amount
2	which, when combined with the original benefit, equals one hundred percent of the
3	average <u>final</u> compensation figure used to compute the additional benefit.
4	* * *
5	§2241.8. Survivor benefits
6	Benefits shall be payable to any survivor of an active contributing member
7	who dies before retirement or a disability retiree who dies after retirement as
8	specified in the following:
9	(1)
10	* * *
11	(b) If the board of trustees determines that an active contributing member is
12	killed as a result of injuries sustained in the line of duty, the cessation of benefits
13	upon remarriage set forth in this Paragraph shall not apply. The surviving spouse
14	shall receive a benefit equal to one hundred percent of the member's average final
15	compensation less any survivor benefits payable to a child or children as provided
16	in this Section. The sum of survivor benefits paid to children and a surviving spouse
17	shall not exceed one hundred percent of the member's final average final
18	compensation. No funds derived from the assessments against insurers pursuant to
19	R.S. 22:1476 shall be used to pay any increased costs or increase in liability of the
20	system resulting from the payment of benefits to a surviving spouse pursuant to this
21	Subparagraph.
22	* * *
23	§2242.8. Survivor benefits
24	Benefits shall be payable to any survivor of an active contributing member
25	who dies before retirement or a disability retiree who dies after retirement as
26	specified in the following:
27	(1)
28	* * *
29	(b) If the board of trustees determines that an active contributing member is
30	killed as a result of injuries sustained in the line of duty, the cessation of benefits

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1	upon remarriage set forth in this Paragraph shall not apply. The surviving spouse
2	shall receive a benefit equal to one hundred percent of the member's final average
3	final compensation less any survivor benefits payable to a child or children as
4	provided in this Section. The sum of survivor benefits paid to children and a
5	surviving spouse shall not exceed one hundred percent of the member's average final
6	compensation. No funds derived from the assessments against insurers pursuant to
7	R.S. 22:1476 shall be used to pay any increased costs or increase in liability of the
8	system resulting from the payment of benefits to a surviving spouse pursuant to this
9	Subparagraph.
10	* * *
11	Section 4. R.S. 14:26 and 63.4(A) and (C) are hereby amended and reenacted to read
12	as follows:
13	§26. Criminal conspiracy
14	A. Criminal conspiracy is the agreement or combination of two or more
15	persons for the specific purpose of committing any crime; provided that an
16	agreement or combination to commit a crime shall not amount to a criminal
17	conspiracy unless, in addition to such agreement or combination, one or more of
18	such parties does an act in furtherance of the object of the agreement or combination.
19	\underline{B} . If the intended basic crime has been consummated, the conspirators may
20	be tried for either the conspiracy or the completed offense, and a conviction for one
21	shall not bar prosecution for the other.
22	B.C. Whoever is a party to a criminal conspiracy to commit any crime shall
23	be fined or imprisoned, or both, in the same manner as for the offense contemplated
24	by the conspirators; provided, however, whoever is a party to a criminal conspiracy
25	to commit a crime punishable by death or life imprisonment shall be imprisoned at
26	hard labor for not more than thirty years.
27	C.D. Whoever is a party to a criminal conspiracy to commit any other crime
28	shall be fined or imprisoned, or both, in the same manner as for the offense
29	contemplated by the conspirators; but such fine or imprisonment shall not exceed

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1	one-half of the largest fine, or one-half the longest term of imprisonment prescribed
2	for such offense, or both.
3	* * *
4	§63.4. Aiding and abetting others to enter or remain on premises where forbidden
5	A.(1) No person shall incite, solicit, urge, encourage, exhort, instigate, or
6	procure any other person to go into or upon or to remain in or upon any structure,
7	watercraft, or any other movable which belongs to another, including public
8	buildings and structures, ferries, and bridges, or any part, portion, or area thereof,
9	knowing that such other person has been forbidden to go or remain there, either
10	orally or in writing, including by means of any sign hereinafter described, by the
11	owner, lessee, or custodian of the property or by any other authorized person.
12	(2) For the purposes of this Section, the above mentioned sign described in
13	Paragraph (1) of this Subsection means a sign or signs posted on or in the structure,
14	watercraft or any other movable, including public buildings and structures, ferries
15	and bridges, or part, portion or area thereof, at a place or places where such sign or
16	signs may be reasonably expected to be seen.
	signs may be reasonably expected to be seen.
16	
16 17	* * *
16 17 18	* * * C. Whoever violates the provisions of Sub-section A or Sub-section B above
16 17 18 19	* * * * C. Whoever violates the provisions of Sub-section A or Sub-section B above <u>Subsection A or B of this Section</u> ; shall be guilty of a misdemeanor and upon
16 17 18 19 20	* * * C. Whoever violates the provisions of Sub-section A or Sub-section B above <u>Subsection A or B of this Section</u> ; shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than five hundred dollars or be imprisoned
16 17 18 19 20 21	* * * C. Whoever violates the provisions of Sub-section A or Sub-section B above Subsection A or B of this Section, shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than five hundred dollars or be imprisoned in the parish jail for not more than six months, or both.
16 17 18 19 20 21 22	 * * * C. Whoever violates the provisions of Sub-section A or Sub-section B above Subsection A or B of this Section; shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than five hundred dollars or be imprisoned in the parish jail for not more than six months, or both. Section 5. R.S. 15:1084(D) and 1173 are hereby amended and reenacted to read as
16 17 18 19 20 21 22 23	* * * C. Whoever violates the provisions of Sub-section A or Sub-section B above Subsection A or B of this Section; shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than five hundred dollars or be imprisoned in the parish jail for not more than six months, or both. Section 5. R.S. 15:1084(D) and 1173 are hereby amended and reenacted to read as follows:
16 17 18 19 20 21 22 23 24	* * * C. Whoever violates the provisions of Sub-section A or Sub-section B above Subsection A or B of this Section; shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than five hundred dollars or be imprisoned in the parish jail for not more than six months, or both. Section 5. R.S. 15:1084(D) and 1173 are hereby amended and reenacted to read as follows: §1084. Establishment of rates for payment for care in nonstate operated agencies
 16 17 18 19 20 21 22 23 24 25 	 * * * C. Whoever violates the provisions of Sub-section A or Sub-section B above Subsection A or B of this Section; shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than five hundred dollars or be imprisoned in the parish jail for not more than six months, or both. Section 5. R.S. 15:1084(D) and 1173 are hereby amended and reenacted to read as follows: §1084. Establishment of rates for payment for care in nonstate operated agencies and facilities
 16 17 18 19 20 21 22 23 24 25 26 	 * * * C. Whoever violates the provisions of Sub-section A or Sub-section B above Subsection A or B of this Section; shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than five hundred dollars or be imprisoned in the parish jail for not more than six months, or both. Section 5. R.S. 15:1084(D) and 1173 are hereby amended and reenacted to read as follows: * * *
 16 17 18 19 20 21 22 23 24 25 26 27 	 * * * C. Whoever violates the provisions of Sub-section A or Sub-section B above Subsection A or B of this Section; shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than five hundred dollars or be imprisoned in the parish jail for not more than six months, or both. Section 5. R.S. 15:1084(D) and 1173 are hereby amended and reenacted to read as follows: §1084. Establishment of rates for payment for care in nonstate operated agencies and facilities * * * D. The Department of Health and Hospitals, Department of Children and

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1	bears a reasonable relationship to cost of care for children cared for by nonstate
2	operated institutions and agencies. Each department may set its own rates and make
3	payment based on that rate.
4	* * *
5	§1173. Publication of procedure
6	The administrative remedy procedure shall be published in the State
7	Louisiana Register.
8	Section 6. R.S. 17:7.2(A)(introductory paragraph), 1684(A)(2), 1809(A), 1812(A),
9	1813(A), the heading of Part IV of Chapter 5 of Title 17 of the Louisiana Revised Statutes
10	of 1950, R.S. 17:1970.2(5), 1970.4(D)(1)(b), (c), and (d), 2054(A), 2757(B)(9),
11	3022(A)(1)(a)(introductory paragraph) and (i), 3130(A), 3218, 3226(B), 3351(A)(5)(c),
12	3351.1(A)(1), 3381(A), 3382(A), and 3387(A) are hereby amended and reenacted and R.S.
13	17:4015(7)(e) is hereby enacted to read as follows:
14	§7.2. Approved teacher education programs
15	A. In carrying out its responsibility to prescribe the qualifications and
16	provide for the certification of teachers under authority of R.S. 17:7(6), the State
17	Board of Elementary and Secondary Education, subject to the constitutional power
18	and authority of the Board of Regents, the Board of Trustees of State Colleges and
19	Universities Supervisors for the University of Louisiana System, the Board of
20	Supervisors of Louisiana State University and Agricultural and Mechanical College,
21	and the Board of Supervisors of Southern University and Agricultural and
22	Mechanical College, shall establish qualifications and requirements for the approval
23	of teacher education programs from which graduates may be certified. The
24	qualifications and requirements established by the State Board of Elementary and
25	Secondary Education for an approved teacher education program shall include but
26	not be limited to the following:
27	* * *

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1	§1684. Children of school teachers and other school employees; definitions;
2	scholarships for children of teachers and school employees killed or
3	permanently and totally disabled as a consequence of physical assault and
4	battery in performance of duty
5	A. Definitions
6	As used in this Section, the following words and phrases have the meaning
7	ascribed to them in this Subsection unless a different meaning is plainly required by
8	the context:
9	* * *
10	(2) "College or university" means any public institution of post secondary
11	postsecondary education situated in this state, governed by the Board of Regents for
12	Higher Education, the Board of Supervisors of Louisiana State University and
13	Agricultural and Mechanical College, the Board of Supervisors of Southern
14	University and Agricultural and Mechanical College, the Board of Trustees of State
15	Colleges and Universities Supervisors for the University of Louisiana System, or the
16	State Board of Elementary and Secondary Education Board of Supervisors of
17	Community and Technical Colleges.
18	* * *
19	§1809. Small business development center; Northeast Louisiana University at
20	Monroe The University of Louisiana at Monroe; authority to operate
21	A. Northeast Louisiana University at Monroe The University of Louisiana
22	at Monroe is hereby authorized to establish and operate a small business
23	development center which may aid and assist small businesses in solving problems
24	inherent in such enterprises. The establishment and operation of the center shall be
25	subject to the constitutional authority of the Board of Regents and the Board of
26	Trustees of State Colleges and Universities Supervisors for the University of
27	Louisiana System.
28	* * *

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1	§1812. Small business development and management institute; Northwestern State
2	University at Natchitoches; authority to operate
3	A. Northwestern State University at Natchitoches is hereby authorized to
4	establish and operate a small business development and management institute which
5	may aid and assist small businesses in solving problems inherent in such enterprises.
6	The establishment and operation of the institute shall be subject to the constitutional
7	authority of the Board of Regents and the Board of Trustees of State Colleges and
8	Universities Supervisors for the University of Louisiana System.
9	* * *
10	§1813. Computer literacy center; Northwestern State University at Natchitoches;
11	authority to operate
12	A. Northwestern State University at Natchitoches is hereby authorized to
13	establish and operate a computer literacy center. The establishment and operation
14	of the center shall be subject to the constitutional authority of the Board of Regents
15	and the Board of Trustees of State Colleges and Universities Supervisors for the
16	University of Louisiana System.
17	* * *
18	PART IV. BOARD OF TRUSTEES <u>SUPERVISORS FOR THE UNIVERSITY OF</u>
19	LOUISIANA SYSTEM
20	* * *
21	§1970.2. Definitions
22	As used in this Part, the following words, terms, and phrases shall have the
23	meanings ascribed to them in this Section, except when the context clearly indicates
24	a different meaning:
25	* * *
26	(5) "University" means the University of Southwestern Louisiana at
27	Lafayette.
28	* * *

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1	\$1970.4. School board; creation; membership; terms; powers and duties; voting;
2	compensation
3	* * *
4	D.(1) The board may:
5	* * *
6	(b) Purchase land, buildings, and equipment and make improvements to
7	facilities necessary for the use of the school, in accordance with applicable law and
8	subject to the approval of the Board of Trustees of State Colleges and Universities
9	Supervisors for the University of Louisiana System.
10	(c) Lease land or other property belonging to it or to the school, subject to
11	approval of the Board of Trustees of State Colleges and Universities <u>Supervisors for</u>
12	the University of Louisiana System.
13	(d) Sell or exchange land or other real property not needed for school
14	purposes, but only when specifically authorized by law and then only in accordance
15	with the approval of the Board of Trustees of State Colleges and Universities
16	Supervisors for the University of Louisiana System. Any sale shall be authorized by
17	resolution adopted by the board, and the act of sale shall be signed by the president
18	of the board or such other person to whom the signing may be delegated by the board
19	in the authorizing resolution.
20	* * *
21	§2054. College and university athletics; NCAA and NAIA infractions, sanctions
22	A. The Board of Trustees for State Colleges and Universities <u>Supervisors for</u>
23	the University of Louisiana System, the Board of Supervisors of Southern University
24	and Agricultural and Mechanical College, the Board of Supervisors of Louisiana
25	State University and Agricultural and Mechanical College, and the Board of
26	Supervisors of Community and Technical Colleges shall adopt and implement
27	policies, procedures, and rules to provide for the dismissal of any employee found
28	by the National Collegiate Athletic Association or the National Association of

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1	Intercollegiate Athletics to have committed a deliberate and serious infraction of its
2	rules when such infraction results in sanctions by the association.
3	* * *
4	§2757. Louisiana Systemic Initiatives Program Council; creation; domicile;
5	membership; expenses; terms; vacancies
6	* * *
7	B. The council shall consist of the following persons or a person designated
8	by them in writing to the council president to represent them whenever they are
9	unable to attend:
10	* * *
11	(9) The president of the Board of Trustees for State Colleges and
12	Universities Supervisors for the University of Louisiana System.
13	* * *
14	§3022. Membership and organization
15	A.(1) The Louisiana Student Financial Assistance Commission, hereafter
16	referred to as "the commission", shall be composed of twenty-one members, to
17	consist of the executive secretary to the governor or his designee, who shall serve as
18	ex officio chairman; the state superintendent of education, the president of the State
19	Board of Elementary and Secondary Education, the chairpersons of the Board of
20	Regents, the Board of Supervisors for the University of Louisiana System, the Board
21	of Supervisors of Southern University and Agricultural and Mechanical College, the
22	Board of Supervisors of Community and Technical Colleges, and the Board of
23	Supervisors of Louisiana State University and Agricultural and Mechanical College,
24	or their designees from the other members of their respective boards; the chairperson
25	of the Louisiana Association of Independent Colleges and Universities or his
26	designee who shall be an administrator at or a member of a governing board of a
27	Louisiana independent institution of higher education; five persons, who shall be
28	qualified electors of the state, one to be selected by each of the boards of
29	postsecondary and higher education by the membership of each of said boards and
30	who shall serve at the pleasure of the board; one person who shall be a qualified

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1	elector of the state to be selected by the board of the Louisiana Association of
2	Independent Colleges and Universities by the members of that board and who shall
3	serve at the pleasure of the association; one person who shall be the owner of a fully
4	accredited proprietary school in Louisiana, as defined by R.S. 17:3141.2, to be
5	appointed by the governor; one person who shall be a director or employee of a state-
6	operated postsecondary vocational-technical school to be appointed by the governor;
7	two persons to be appointed by the governor from a list of the names of five persons
8	submitted by the Louisiana Bankers' Association; and two student members to be
9	selected from among the student members of the boards of postsecondary and higher
10	education and from among the students of member institutions of the Louisiana
11	Association of Independent Colleges and Universities as follows:
12	(a) One student member of the commission shall be a student member of one
13	of the boards of postsecondary and higher education in the state, with each of the
14	student members of the boards serving a one-year term on the commission on a
15	rotating basis. The order of the rotation shall be as follows:
16	(i) The student member of the Board of Trustees for State Colleges and
17	Universities Supervisors for the University of Louisiana System.
18	* * *
19	§3130. Other powers
20	A. All powers of management over public institutions of postsecondary
21	education not specifically vested in the Board of Regents by Article VIII, Section 5
22	of the Constitution of Louisiana, are reserved to the Board of Supervisors of
23	Louisiana State University and Agricultural and Mechanical College, the Board of
24	Supervisors of Southern University and Agricultural and Mechanical College, the
25	Board of Supervisors of Community and Technical Colleges, and the Board of
26	Trustees for State Colleges and Universities Supervisors for the University of
27	Louisiana System, as to the institutions under the control of each.
28	* * *

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1	§3218. Authority of system boards
2	
	The corporate authority, internal and otherwise, vested in the Board of
3	Supervisors of Louisiana State University and Agricultural and Mechanical College,
4	the Board of Supervisors of Southern University and Agricultural and Mechanical
5	College, the Board of Supervisors of Community and Technical Colleges, and the
6	Board of Trustees for State Colleges and Universities Supervisors for the University
7	of Louisiana System to supervise and manage the systems under the jurisdiction of
8	each, extends to all the colleges and universities, branches, centers of learning, or
9	extensions of such systems now existing or hereafter established.
10	* * *
11	§3226. Learning centers; Jefferson Parish; Rapides Parish; Northeast Delta Learning
12	Center; authorization
13	* * *
14	B. The Board of Trustees for State Colleges and Universities Supervisors for
15	the University of Louisiana System or the Board of Supervisors of Community and
16	Technical Colleges, in cooperation with the Board of Regents, shall take such action
17	as necessary to establish a means of awarding certificates and academic and
18	occupational degrees in Jefferson Parish using the instructional resources of existing
19	institutions. Courses which lead to such certificates and academic or occupational
20	degrees shall be offered no later than the fall semester of 1998.
21	* * *
22	\$3351. General powers, duties, and functions of college and university boards
23	A. Subject only to the powers of the Board of Regents specifically
24	enumerated in Article VIII, Section 5 of the Constitution of Louisiana, and as
25	otherwise provided by law, each postsecondary system management board as a body
26	corporate shall have authority to exercise power necessary to supervise and manage
27	the day-to-day operations of institutions of postsecondary education under its
28	control, including but not limited to the following:
29	* * *

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1	(5)
2	* * *
3	(c) The Board of Trustees for State Colleges and Universities Supervisors
4	for the University of Louisiana System is authorized to establish the tuition amounts
5	and other fees and charges applicable to students enrolled in the Doctor of Pharmacy
6	Program at the University of Louisiana at Monroe to be consistent with tuition
7	amounts and other fees charged to students in Doctor of Pharmacy Programs in states
8	comprising the Southern Regional Education Board.
9	* * *
10	§3351.1. Technology fee; authority to assess; use of proceeds
11	A.(1) The Board of Supervisors of Louisiana State University and
12	Agricultural and Mechanical College, the Board of Trustees for State Colleges and
13	Universities Supervisors for the University of Louisiana System, the Board of
14	Supervisors of Community and Technical Colleges, and the Board of Supervisors of
15	Southern University and Agricultural and Mechanical College, each may provide,
16	by the favorable vote of two-thirds of the members of the respective board, for the
17	assessment of a student technology fee at the institutions of postsecondary education
18	under their respective supervision and management. The student technology fee
19	shall be five dollars per course credit hour.
20	* * *
21	§3381. Transportation for college students; transportation for other students subject
22	to restrictions; authority to establish and collect bus transportation fees
23	A. A city or parish city, parish, or other local public school board may enter
24	into contracts with individuals, partnerships, or corporations domiciled in this state
25	to furnish transportation to students attending any university, college or junior
26	college institution under the supervision and management of the Board of Trustees
27	for State Colleges and Universities Supervisors for the University of Louisiana
28	System, the Board of Supervisors of Louisiana State University and Agricultural and
29	Mechanical College, the Board of Supervisors of Community and Technical
30	Colleges, or the Board of Supervisors of Southern University and Agricultural and

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1	Mechanical College, or may furnish such transportation themselves, and pay for the
2	same in the manner provided for defraying other expenses. Students receiving
3	transportation may be charged a bus transportation fee in an amount not to exceed
4	the actual cost of providing the transportation service. A school board shall establish
5	such fees and shall provide for their collection.
6	* * *
7	§3382. Teacher certification programs in instruction of elementary school French
8	A. The Board of Trustees for State Colleges and Universities <u>Supervisors for</u>
9	the University of Louisiana System, the Board of Supervisors of Louisiana State
10	University and Agricultural and Mechanical College, and the Board of Supervisors
11	of Southern University and Agricultural and Mechanical College are hereby required
12	to direct institutions under their control which presently offer teacher certification
13	programs in the instruction of high school French, to similarly offer teacher
14	certification programs in the instruction of elementary school French.
15	* * *
16	§3387. Bus transportation to and from postsecondary institutions; authority of
17	postsecondary institutions including vocational-technical schools to contract;
18	payment of costs
19	A. Any university, college, postsecondary vocational-technical school, or
20	junior college institution under the supervision and management of the Board of
21	Trustees for State Colleges and Universities Supervisors for the University of
22	Louisiana System, the Board of Supervisors of Louisiana State University and
23	Agricultural and Mechanical College, the Board of Supervisors of Community and
24	Technical Colleges, or the Board of Supervisors of Southern University and
25	Agricultural and Mechanical College may enter into contracts with individuals,
26	partnerships, or corporations domiciled in this state to furnish bus transportation to
27	students attending the respective institution.
28	* * *

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	HB NO. 628 ENROLLED
1	§4015. Program administration
2	In administering the program pursuant to this Chapter, the department shall:
3	* * *
4	(7) Annually publish the following information for all schools participating
5	in the program:
6	* * *
7	(f)(e) The percentage of parents or legal guardians of scholarship recipients
8	who are satisfied with the participating school.
9	* * *
10	Section 7. R.S. $22:1071(D)(2)(c)$ is hereby amended and reenacted to read as follows:
11	§1071. Enforcement provisions
12	* * *
13	D.
14	* * *
15	(2)
16	* * *
17	(c) The commissioner shall provide notice of the annual assessment
18	percentage amount for each calendar year which shall be published in the state
19	register Louisiana Register no later than July first.
20	* * *
21	Section 8. R.S. 24:31.1(C)(2), (D), and (E) are hereby amended and reenacted to
22	read as follows:
23	§31.1. Salary for members; expense allowance; mileage allowance
24	* * *
25	С.
26	* * *
27	(2) During the interim between sessions each member shall also be paid, for
28	actual attendance at meetings of legislative committees of which he is a member, a
29	mileage allowance at the rate provided hereinabove in Paragraph (1) of this
30	Subsection for actual travel to and from the site of such meetings. Mileage

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allowance for legislative committee meetings shall be paid only upon the filing by
 the member with the respective presiding officer of a voucher for each such meeting.
 The legislature or either house may, by appropriate resolution, provide that no
 mileage allowance shall be paid in the case of particular committees or particular
 meetings.

6 D. In lieu of the mileage allowance provided in Subsection C above of this 7 Section, both during sessions and during the interim between sessions, any legislator 8 may be reimbursed the actual cost paid by the legislator for a commercial coach fare 9 airline ticket, either one way or round trip, for any trip for which the mileage 10 allowance is otherwise authorized pursuant to Subsection C above of this Section if 11 the distance of travel one way by the most direct route by land is in excess of one 12 hundred miles. Such reimbursement shall be paid only upon the filing by the 13 legislator with the respective presiding officer of a voucher for each such trip, whether during session or during the interim. 14

E. In addition to the salary, compensation, and all other allowances provided by law for members of the legislature, each member of the legislature shall be paid a monthly expense allowance, as referred to in R.S. 11:403(10), in the amount of five hundred dollars per month for expenses in connection with the holding or conduct of their office. Warrants for the payment of such allowance shall be in accordance with, and subject to, Subsection B of this Section.

- Section 9. R.S. 27:220(C) is hereby amended and reenacted to read as follows:
 \$22
 \$220. Duties of the board; adoption of administrative regulations; rulemaking
 authority
- 24 * *

C. The board may, by rule and regulation, create and adopt special procedures for promulgation of rules and regulations, but such special procedures and the creation and adoption of any rule, regulation, or special procedure of the board shall include legislative oversight and publication of notice of intent as

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1	provided for in R.S. 49:953 except that the notice may be published either in the
2	official journal of the state or the state register Louisiana Register.
3	* * *
4	Section 10. R.S. 28:2(32)(b), 54(D)(1)(introductory paragraph), 874(A)(introductory
5	paragraph), 894(A)(introductory paragraph) and (B)(5), and 912(B) are hereby amended and
6	reenacted to read as follows:
7	§2. Definitions
8	Whenever used in this Title, the masculine shall include the feminine, the
9	singular shall include the plural, and the following definitions shall apply:
10	* * *
11	(32)
12	* * *
13	(b) Patients involuntarily hospitalized by emergency certificate or mental
14	health treatment shall not be admitted to the facilities listed in Items (ii), (iii), (iv),
15	(viii), or (x) of Subparagraph (a) of this Paragraph, except that patients in custody
16	of the Department of Public Safety and Corrections may be admitted to forensic
17	facilities by emergency certificate provided that judicial commitment proceedings
18	are initiated during the period of treatment at the forensic facility authorized by
19	emergency certificate. Patients involuntarily hospitalized by emergency certificate
20	for substance abuse treatment shall not be admitted to the facilities listed in Items
21	(ii), (iii), (iv), or (x) of Subparagraph (a) of this Paragraph. Judicial commitments,
22	however, may be made to any of the above facilities except forensic facilities.
23	However, in the case of any involuntary hospitalization as a result of such emergency
24	certificate for substance abuse or in the case of any judicial commitment as the result
25	of substance abuse, such commitment or hospitalization may be made to any of the
26	above facilities, except forensic facilities, provided that such facility has a substance
27	abuse in-patient operation maintained separate and apart from any mental health
28	in-patient operation at such facility.
29	* * *

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1

2

§54. Judicial commitment; procedure

3 D.(1) As soon as practical after the filing of the petition, the court shall 4 review the petition and supporting documents, and determine whether there exists 5 probable cause to believe that the respondent is suffering from mental illness which 6 contributes to his being or causes him to be a danger to himself or others or gravely 7 disabled, or is suffering from substance abuse which contributes to his being or 8 causes him to be a danger to himself or others or gravely disabled. If the court 9 determines that probable cause exists, the court shall appoint a physician, preferably 10 a psychiatrist, to examine the respondent and make a written report to the court and 11 the respondent's attorney on the form provided by the office of human services 12 behavioral health of the Department of Health and Hospitals. The court-appointed 13 physician may be the respondent's treating physician. The written report shall be 14 made available to counsel for the respondent at least three days before the hearing. 15 This report shall set forth specifically the objective factors leading to the conclusion 16 that the person has a mental illness or suffers from substance abuse, the actions or 17 statements by the person leading to the conclusion that the mental illness or 18 substance abuse causes the person to be dangerous to himself or others or to be 19 gravely disabled and in need of immediate treatment as a result of such illness or 20 abuse, and why involuntary confinement and treatment are indicated. The following 21 criteria should be considered by the physician: 22

*

*

23 §874. Authority; functions, powers, and duties

A. The authority, in accordance with R.S. 28:382.2 28:911 et seq. and the framework created pursuant thereto, shall:

26 * *

27 §894. Authority; functions, powers, and duties

A. The authority, in accordance with R.S. 28:382.2 28:911 et seq. and the framework created pursuant thereto, shall:

30 * *

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*

1	B. In addition to its function as provided in Subsection A of this Section, the
2	authority shall have the following powers and duties:
3	* * *
4	(5) With the funding provided pursuant to R.S. $36:254(J)$ $36:254(K)$, to
5	maintain services in community-based mental health, developmental disabilities, and
6	addictive disorders on at least the same level as the state maintains similar programs
7	in other parishes or regions of the state.
8	* * *
9	§912. Creation and jurisdiction
10	* * *
11	B. The human services districts shall be:
12	(1) The following statutory entities:
13	(a) Capital Area Human Services District.
14	(b) Jefferson Parish Human Services Authority.
15	(c) Florida Parishes Human Services Authority.
16	(d) Metropolitan Human Services District.
17	(e) South Central Louisiana Human Services Authority.
18	(f) Northeast Delta Human Services Authority.
19	(g) Acadiana Area Human Services District.
20	(2) The following districts created by this Chapter organized by region:
21	(a) Acadiana Area Human Services District, which shall comprise the
22	parishes of Acadia, Evangeline, Iberia, Lafayette, St. Landry, St. Martin, and
23	Vermilion.
24	(b) Region 5, or any name formally adopted by the district's board Imperial
25	Calcasieu Human Services Authority, which shall consist of comprise the parishes
26	of Allen, Beauregard, Calcasieu, Cameron, and Jefferson Davis.
27	(b)(c) Region 6 Human Services District, or any name formally adopted by
28	the district's board, which shall consist of comprise the parishes of Avoyelles,
29	Catahoula, Concordia, Grant, LaSalle, Rapides, Vernon, and Winn.

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ENROLLED

3 Caddo, Claiborne, DeSoto, Natchitoches, Sabine, Red River, and Webster. 4 * * * 5 Section 11. R.S. 30:4(1)(4) and 91(B)(1) are hereby amended and reenacted to 6 as follows: 7 §4. Jurisdiction, duties, and powers of the assistant secretary; rules and regula 8 * * * 9 I. The commissioner shall make, after notice and public hearing as pro 10 in this Chapter, any reasonable rules, regulations, and orders that are necess 11 control the offsite disposal at commercial facilities of drilling mud, saltwate 12 other related nonhazardous wastes generated by the drilling and production of o 13 gas wells. Such regulations shall contain provisions identifying the waste mat 14 to be regulated. Such regulations shall at a minimum require: 15 * * * 16 (4) Upon acceptance of the application as complete, the offi 17 conservation shall publish in the next available issue of the State Louisian Reg 18 a notice of the filing and the location, date, and time of a public hearing to be 19 in the affected parish, which hearing shall not be less than thirty days from th 20 of notice in the Register. The applicant shall publish a substantially similar	1	(c)(d) Region 7 <u>Human Services District</u> , or any name formally adopted by
4 * * * 5 Section 11. R.S. 30:4(J)(4) and 91(B)(1) are hereby amended and reenacted to as follows: 7 §4. Jurisdiction, duties, and powers of the assistant secretary; rules and regulated to as follows: 7 §4. Jurisdiction, duties, and powers of the assistant secretary; rules and regulated to the commissioner shall make, after notice and public hearing as provide the other related nonhazardous wastes generated by the drilling mud, saltwated other related nonhazardous wastes generated by the drilling and production of or gas wells. Such regulations shall contain provisions identifying the waste matter to be regulated. Such regulations shall at a minimum require: 15 * * * 16 (4) Upon acceptance of the application as complete, the offic conservation shall publish in the next available issue of the State Louisiana Register and the official journal of the parish affected on three separate days at least for days prior to the date set by the office of conservation for such public hearing, notice shall be not less than one quarter page in size in boldface type. 24 * * * 25 §91. Orphaned oilfield sites 26 * * * 27 B.(1) Prior to declaring a site to be an orphaned oilfield site, the ass secretary shall seek to notify the last operator of record, at his last known ac contained in the department records, of the site that is to be declared orphane	2	the district's board, which shall consist of <u>comprise</u> the parishes of Bienville, Bossier,
5Section 11. R.S. $30:4(J)(4)$ and $91(B)(1)$ are hereby amended and reenacted to6as follows:7§4. Jurisdiction, duties, and powers of the assistant secretary; rules and regula8* * *9I. The commissioner shall make, after notice and public hearing as pro10in this Chapter, any reasonable rules, regulations, and orders that are necess11control the offsite disposal at commercial facilities of drilling mud, saltwate12other related nonhazardous wastes generated by the drilling and production of o13gas wells. Such regulations shall contain provisions identifying the waste mat14to be regulated. Such regulations shall at a minimum require:15* * *16(4) Upon acceptance of the application as complete, the offic17conservation shall publish in the next available issue of the State Louisiana Reg18a notice of the filing and the location, date, and time of a public hearing to b19in the affected parish, which hearing shall not be less than thirty days from th20of notice in the Register. The applicant shall publish a substantially similar i21in the official journal of the parish affected on three separate days at least f22days prior to the date set by the office of conservation for such public hearing.23notice shall be not less than one quarter page in size in boldface type.24* * *25§91. Orphaned oilfield sites26* * *27B.(1) Prior to declaring a site to be an orphaned oilfield site, the ass28secr	3	Caddo, Claiborne, DeSoto, Natchitoches, Sabine, Red River, and Webster.
6 as follows: 7 §4. Jurisdiction, duties, and powers of the assistant secretary; rules and regula 8 * * * 9 I. The commissioner shall make, after notice and public hearing as pro 10 in this Chapter, any reasonable rules, regulations, and orders that are necess 11 control the offsite disposal at commercial facilities of drilling mud, saltwate 12 other related nonhazardous wastes generated by the drilling and production of o 13 gas wells. Such regulations shall contain provisions identifying the waste mat 14 to be regulated. Such regulations shall at a minimum require: 15 * * * 16 (4) Upon acceptance of the application as complete, the offic 17 conservation shall publish in the next available issue of the State Louisiana Regula 18 a notice of the filing and the location, date, and time of a public hearing to be 19 in the affected parish, which hearing shall not be less than thirty days from the 20 of notice in the Register. The applicant shall publish a substantially similar to 21 in the official journal of the parish affected on three separate days at least fi 22 days prior to the date set by the office of conservation for such public hearing. 23 <td>4</td> <td>* * *</td>	4	* * *
7§4. Jurisdiction, duties, and powers of the assistant secretary; rules and regula8* * *9I. The commissioner shall make, after notice and public hearing as pro-10in this Chapter, any reasonable rules, regulations, and orders that are necess11control the offsite disposal at commercial facilities of drilling mud, saltwate12other related nonhazardous wastes generated by the drilling and production of or13gas wells. Such regulations shall contain provisions identifying the waste math14to be regulated. Such regulations shall at a minimum require:15* * *16(4) Upon acceptance of the application as complete, the offic17conservation shall publish in the next available issue of the State Louisiana Reg18a notice of the filing and the location, date, and time of a public hearing to be19in the affected parish, which hearing shall not be less than thirty days from the20of notice in the Register. The applicant shall publish a substantially similar r21in the official journal of the parish affected on three separate days at least f22days prior to the date set by the office of conservation for such public hearing.23notice shall be not less than one quarter page in size in boldface type.24* * *25§91. Orphaned oilfield sites26* * *27B.(1) Prior to declaring a site to be an orphaned oilfield site, the ass28secretary shall seek to notify the last operator of record, at his last known ac29contained in the department records,	5	Section 11. R.S. 30:4(I)(4) and 91(B)(1) are hereby amended and reenacted to read
8 * * * 9 I. The commissioner shall make, after notice and public hearing as pro 10 in this Chapter, any reasonable rules, regulations, and orders that are necess 11 control the offsite disposal at commercial facilities of drilling mud, saltwate 12 other related nonhazardous wastes generated by the drilling and production of o 13 gas wells. Such regulations shall contain provisions identifying the waste mat 14 to be regulated. Such regulations shall at a minimum require: 15 * * * 16 (4) Upon acceptance of the application as complete, the offi 17 conservation shall publish in the next available issue of the State Louisiana Reg 18 a notice of the filing and the location, date, and time of a public hearing to be 19 in the affected parish, which hearing shall not be less than thirty days from the 20 of notice in the Register. The applicant shall publish a substantially similar or 21 in the official journal of the parish affected on three separate days at least f 22 days prior to the date set by the office of conservation for such public hearing. 23 notice shall be not less than one quarter page in size in boldface type. 24 * * * 25 §91. Orphaned oilfiel	6	as follows:
9 I. The commissioner shall make, after notice and public hearing as pro- 10 in this Chapter, any reasonable rules, regulations, and orders that are necess 11 control the offsite disposal at commercial facilities of drilling mud, saltwate 12 other related nonhazardous wastes generated by the drilling and production of o 13 gas wells. Such regulations shall contain provisions identifying the waste mathematic 14 to be regulated. Such regulations shall at a minimum require: 15 * * * 16 (4) 17 conservation shall publish in the next available issue of the State Louisiana Reg 18 a notice of the filing and the location, date, and time of a public hearing to be 19 in the affected parish, which hearing shall not be less than thirty days from the 20 of notice in the Register. The applicant shall publish a substantially similar to 21 in the official journal of the parish affected on three separate days at least f 22 days prior to the date set by the office of conservation for such public hearing. 23 notice shall be not less than one quarter page in size in boldface type. 24 * * * 25 §91. Orphaned oilfield sites 26 * * * 27 <td>7</td> <td>§4. Jurisdiction, duties, and powers of the assistant secretary; rules and regulations</td>	7	§4. Jurisdiction, duties, and powers of the assistant secretary; rules and regulations
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15 * * * 16 (4) Upon acceptance of the application as complete, the offic 17 conservation shall publish in the next available issue of the State Louisiana Reg 18 a notice of the filing and the location, date, and time of a public hearing to be 19 in the affected parish, which hearing shall not be less than thirty days from the 20 of notice in the Register. The applicant shall publish a substantially similar to 21 in the official journal of the parish affected on three separate days at least f 22 days prior to the date set by the office of conservation for such public hearing. 23 notice shall be not less than one quarter page in size in boldface type. 24 * * * 25 §91. Orphaned oilfield sites 26 * * * 27 B.(1) Prior to declaring a site to be an orphaned oilfield site, the ass 28 secretary shall seek to notify the last operator of record, at his last known ac 29 contained in the department records, of the site that is to be declared orphane	13	gas wells. Such regulations shall contain provisions identifying the waste materials
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 in the official journal of the parish affected on three separate days at least f days prior to the date set by the office of conservation for such public hearing. notice shall be not less than one quarter page in size in boldface type. * * * \$91. Orphaned oilfield sites * * * B.(1) Prior to declaring a site to be an orphaned oilfield site, the ass secretary shall seek to notify the last operator of record, at his last known ac contained in the department records, of the site that is to be declared orphane 	19	in the affected parish, which hearing shall not be less than thirty days from the date
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 24 * * * 25 §91. Orphaned oilfield sites 26 * * * * 27 B.(1) Prior to declaring a site to be an orphaned oilfield site, the ass 28 secretary shall seek to notify the last operator of record, at his last known ac 29 contained in the department records, of the site that is to be declared orphane 	22	days prior to the date set by the office of conservation for such public hearing. Such
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 26 * * * 27 B.(1) Prior to declaring a site to be an orphaned oilfield site, the ass 28 secretary shall seek to notify the last operator of record, at his last known ac 29 contained in the department records, of the site that is to be declared orphane 	24	* * *
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 28 secretary shall seek to notify the last operator of record, at his last known ac 29 contained in the department records, of the site that is to be declared orphane 	26	* * *
29 contained in the department records, of the site that is to be declared orphane	27	B.(1) Prior to declaring a site to be an orphaned oilfield site, the assistant
	28	secretary shall seek to notify the last operator of record, at his last known address
30 shall publish a notice in the state register <u>Louisiana Register</u> that the oilfield	29	contained in the department records, of the site that is to be declared orphaned and
	30	shall publish a notice in the state register Louisiana Register that the oilfield site is

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1	to be declared orphaned. If resolution of a factual dispute is requested by any owner
2	or operator, the assistant secretary shall hold a fact-finding hearing prior to declaring
3	the site orphaned and the assistant secretary shall make any fact determination
4	necessary to resolve the dispute.
5	* * *
6	Section 12. R.S. 33:4720.56(23)(a), 4720.58.1(F)(1), 4720.151(K)(6)(a),
7	4720.161(K)(3) and $(6)(a)$, $4720.171(K)(3)$ and $(6)(a)$, $4720.181(K)(6)(a)$, and
8	4720.191(K)(6)(a) are hereby amended and reenacted to read as follows:
9	§4720.56. Authority
10	The New Orleans Redevelopment Authority shall have all the authority and
11	power necessary or convenient to carry out and effectuate the purposes and
12	provisions of this Chapter, including without limiting the generality of the foregoing,
13	the following authority which shall be in addition to others herein granted:
14	* * *
15	(23)(a) The authority shall have the right, subject to the provisions of this
16	Section, to purchase properties at tax sales conducted in accordance with R.S.
17	47:2155 and 2156 Part III of Chapter 5 of Subtitle III of Title 47 of the Louisiana
18	Revised Statutes of 1950, and any and all such purchases shall be a purchase
19	pursuant to R.S. 47:2155 and 2156 those provisions and not an adjudication to a
20	political subdivision.
21	* * *
22	§4720.58.1. Acquisition of adjudicated properties
23	* * *
24	F.(1) The authority shall have the right, subject to the provisions of this
25	Section, to purchase properties at tax sales conducted in accordance with R.S.
26	47:2155 and 2156 Part III of Chapter 5 of Subtitle III of Title 47 of the Louisiana
27	Revised Statutes of 1950, and any and all such purchases shall be a purchase
28	pursuant to R.S. 47:2155 and 2156 those provisions and not an adjudication to a
29	political subdivision.
30	* * *

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1	§4720.151. East Baton Rouge Redevelopment Authority
2	* * *
3	К.
4	* * *
5	(6)(a) The authority shall have the right, subject to the provisions of this
6	Section, to purchase properties at tax sales conducted in accordance with R.S.
7	47:2183 Part III of Chapter 5 of Subtitle III of Title 47 of the Louisiana Revised
8	Statutes of 1950, and any and all such purchases shall be a purchase pursuant to R.S.
9	47:2183 those provisions and not an adjudication to a political subdivision.
10	* * *
11	§4720.161. Parish redevelopment authority
12	* * *
13	К.
14	* * *
15	(3) Effective upon the recordation of the transfer of an adjudicated property
16	to the authority pursuant to a purchase and sale agreement, the rights of the authority
17	in and to such property shall be the rights of a purchaser at a tax sale as contemplated
18	by R.S. 47:2183 Chapter 5 of Subtitle III of Title 47 of the Louisiana Revised
19	Statutes of 1950, subject only to the rights of redemption of the property set forth in
20	Article VII, Section 25(B) of the Constitution of Louisiana, and the property shall
21	no longer be deemed to be adjudicated property as of such recordation. For purposes
22	of the right of redemption in Article VII, Section 25(B) of the Constitution of
23	Louisiana, the three year three-year period commences on the date of the recordation
24	of the initial adjudication to the political subdivision and not on the date of transfer
25	to the authority.
26	* * *
27	(6)(a) The authority shall have the right, subject to the provisions of this
28	Section, to purchase properties at tax sales conducted in accordance with R.S.
29	47:2183 Part III of Chapter 5 of Subtitle III of Title 47 of the Louisiana Revised

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1	Statutes of 1950, and any and all such purchases shall be a purchase pursuant to $R.S.$
2	47:2183 those provisions and not an adjudication to a political subdivision.
3	* * *
4	§4720.171. North Lafayette Redevelopment Authority
5	* * *
6	К.
7	* * *
8	(3) Effective upon the recordation of the transfer of an adjudicated property
9	to the authority pursuant to a purchase and sale agreement, the rights of the authority
10	in and to such property shall be the rights of a purchaser at a tax sale as contemplated
11	by R.S. 47:2183 Chapter 5 of Subtitle III of Title 47 of the Louisiana Revised
12	Statutes of 1950, subject only to the rights of redemption of the property set forth in
13	Article VII, Section 25(B) of the Constitution of Louisiana, and the property shall
14	no longer be deemed to be adjudicated property as of such recordation. For purposes
15	of the right of redemption in Article VII, Section 25(B) of the Constitution of
16	Louisiana the three year three-year period commences on the date of the recordation
17	of the initial adjudication to the political subdivision and not on the date of transfer
18	to the authority.
19	* * *
20	(6)(a) The authority shall have the right, subject to the provisions of this
21	Section, to purchase properties at tax sales conducted in accordance with R.S.
22	47:2183 Part III of Chapter 5 of Subtitle III of Title 47 of the Louisiana Revised
23	Statutes of 1950, and any and all such purchases shall be a purchase pursuant to $\frac{\text{R.S.}}{\text{R.S.}}$
24	47:2183 those provisions and not an adjudication to a political subdivision.
25	* * *
26	§4720.181. New Iberia Redevelopment Authority
27	* * *
28	К.
29	* * *

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1	(6)(a) The authority shall have the right, subject to the provisions of this
2	Section, to purchase properties at tax sales conducted in accordance with R.S.
3	47:2155 and 2156 Part III of Chapter 5 of Subtitle III of Title 47 of the Louisiana
4	Revised Statutes of 1950, and any and all such purchases shall be a purchase
5	pursuant to R.S. 47:2155 and 2156 those provisions and not an adjudication to a
6	political subdivision.
7	* * *
8	§4720.191. Lake Charles North Redevelopment Authority
9	* * *
10	К.
11	* * *
12	(6)(a) The authority shall have the right, subject to the provisions of this
13	Section, to purchase properties at tax sales conducted in accordance with R.S.
14	47:2155 and 2156 Part III of Chapter 5 of Subtitle III of Title 47 of the Louisiana
15	Revised Statutes of 1950, and any and all such purchases shall be a purchase
16	pursuant to R.S. 47:2155 and 2156 those provisions and not an adjudication to a
17	political subdivision.
18	* * *
19	Section 13. R.S. 35:191.2(4) is hereby amended and reenacted to read as follows:
20	§191.2. Secretary of state; authority; duties
21	The secretary of state shall:
22	* * *
23	(4) Publish a list of all fees charged by the secretary of state pursuant to this
24	Title in the State Louisiana Register.
25	Section 14. R.S. 36:109(V), 204(A)(8), 209(W)(introductory paragraph) and (2),
26	234(A)(13), 239(C), 254(A)(8) and (F)(1), 354(A)(12), 404(A)(9), 454(A)(8), 605(A)(8),
27	624(A)(7), 629(C)(3), 645(A)(7), 682(B)(6), 702(6), 722(6), 742(6), and 764(A)(7) are
28	hereby amended and reenacted and R.S. 36:409(R) is hereby enacted to read as follows:

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1	§109. Transfer of boards, commissions, departments, and agencies to Department
2	of Economic Development
3	* * *
4	V. The office of international commerce and the Louisiana Board of
5	International Commerce (R.S. 51:3131 et seq.) is are placed within the Department
6	of Economic Development and shall exercise and perform its their functions, duties,
7	and responsibilities as provided by law.
8	* * *
9	§204. Powers and duties of secretary of culture, recreation and tourism
10	A. In addition to the functions, powers, and duties otherwise vested in the
11	secretary by law, he shall:
12	* * *
13	(8) Provide for the ongoing merger and consolidation of the agencies and
14	functions transferred to his department and submit a report thereon to the governor
15	and the legislature, which report shall accompany the budget statement request which
16	he submits under provisions of R.S. 39:45 39:33. Such report shall include a
17	statement of the goals of the department and of the programs thereof and shall
18	summarize the accomplishments of the department in meeting such goals and
19	implementing such programs. The report shall also contain a specific statement of
20	the reorganization and consolidation plan for the department for the next year and
21	shall include a report on the implementation of such reorganization and consolidation
22	plan for the previous year. The report concerning reorganization shall specifically
23	detail the extent to which the department has achieved goals stated the previous year
24	with respect to merger and consolidation of functions, abolition of agencies,
25	consolidation of offices, elimination of job positions, and efficiency and economy
26	in delivery of services. The report shall contain any recommendations with respect
27	to reorganization which may require legislative action under the provisions of this
28	Title. A copy of the report and recommended legislation shall also be submitted by
29	the secretary to the presiding officer of both houses each house of the legislature.

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1	The presiding officer shall refer the report to the appropriate committee having
2	jurisdiction of the subject matter as provided in the rules of the respective houses.
3	* * *
4	§209. Transfer of boards, commissions, departments, and agencies to Department
5	of Culture, Recreation and Tourism
6	* * *
7	W. The following museums shall be placed within the office of the state
8	museum of the Department of Culture, Recreation and Tourism and shall exercise
9	their powers, duties, functions, and responsibilities as provided in R.S. 36:851.1:
10	* * *
11	(2) The Louisiana Political Museum and Hall of Fame and its advisory board
12	(R.S. 25:342(B)(3)(c), 352, and 380.141 et seq.).
13	* * *
14	§234. Powers and duties of secretary of environmental quality
15	A. In addition to the functions, powers, and duties otherwise vested in the
16	secretary by law, he shall:
17	* * *
18	(13) Provide for the ongoing merger and consolidation of the agencies and
19	functions transferred to his department and submit a report thereon to the governor
20	and the legislature, which report shall accompany the budget statement request which
21	he submits under provisions of R.S. 39:45 39:33. Such report shall include a
22	statement of the goals of the department and of the programs thereof and shall
23	summarize the accomplishments of the department in meeting such goals and
24	implementing such programs. The report shall also contain a specific statement of
25	the reorganization and consolidation plan for the department for the next year and
26	shall include a report on the implementation of such reorganization and consolidation
27	plan for the previous year. The report concerning reorganization shall specifically
28	detail the extent to which the department has achieved goals stated the previous year
29	with respect to merger and consolidation of functions, abolition of agencies,
30	consolidation of offices, elimination of job positions, and efficiency and economy

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1	in delivery of services. The report shall contain any recommendations with respect
2	to reorganization which may require legislative action under the provisions of this
3	Title. A copy of the report and recommended legislation shall also be submitted by
4	the secretary to the presiding officer of both houses each house of the legislature.
5	The presiding officer shall refer the report to the appropriate committee having
6	jurisdiction of the subject matter as provided in the rules of the respective house.
7	* * *
8	§239. Transfer of agencies and functions to Department of Environmental Quality
9	* * *
10	C. The Motor Fuels Underground Storage Tank Trust Fund Advisory Board
11	(R.S. 30:2195 et seq.) is placed within the Department of Environmental Quality and
12	shall exercise and perform its powers, duties, functions, and responsibilities as
13	otherwise provided by law.
14	* * *
15	§254. Powers and duties of the secretary of the Department of Health and Hospitals
16	A. In addition to the functions, powers, and duties otherwise vested in the
17	secretary by law, he shall:
18	* * *
19	(8) Provide for the ongoing merger and consolidation of the agencies and
20	functions transferred to his department and submit a report thereon to the governor
21	and the legislature, which report shall accompany the budget statement request which
22	he submits under provisions of R.S. 39:4539:33. Such report shall include a
23	statement of the goals of the department and of the programs thereof and shall
24	summarize the accomplishments of the department in meeting such goals and
25	implementing such programs. The report shall also contain a specific statement of
26	the reorganization and consolidation plan for the department for the next year and
27	shall include a report on the implementation of such reorganization and consolidation
28	plan for the previous year. The report concerning reorganization shall specifically
29	detail the extent to which the department has achieved goals stated the previous year
30	with respect to merger and consolidation of functions, abolition of agencies,

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1	consolidation of offices, elimination of job positions, and efficiency and economy
2	in delivery of services. The report shall contain any recommendations with respect
3	to reorganization which may require legislative action under the provisions of this
4	Title. A copy of the report and recommended legislation shall also be submitted by
5	the secretary to the presiding officer of both houses each house of the legislature.
6	The presiding officer shall refer the report to the appropriate committee having
7	jurisdiction of the subject matter as provided in the rules of the respective house.
8	* * *
9	F.(1) The functions relative to the operation and management of community-
10	based mental health, developmental disabilities, substance abuse services, and
11	certain community-based public health services for the parishes of Ascension, East
12	Baton Rouge, East Feliciana, Iberville, Pointe Coupee, West Baton Rouge, and West
13	Feliciana transferred in accordance with R.S. 46:2661 R.S. 28:901 et seq., shall be
14	the responsibility of and shall be performed by the Capital Area Human Services
15	District. If funds are not appropriated by the legislature for the district to perform
16	these functions in those parishes, the functions shall be the responsibility of and shall
17	be performed by the department in those parishes.
18	* * *
19	§354. Powers and duties of secretary of natural resources
20	A. In addition to the functions, powers, and duties otherwise vested in the
21	secretary by law, he shall:
22	* * *
23	(12) Provide for the ongoing merger and consolidation of the agencies and
24	functions transferred to his department and submit a report thereon to the governor
25	and the legislature, which report shall accompany the budget statement request which
26	he submits under provisions of R.S. 39:45 39:33. Such report shall include a
27	statement of the goals of the department and of the programs thereof and shall
28	summarize the accomplishments of the department in meeting such goals and
29	implementing such programs. The report shall also contain a specific statement of
30	the reorganization and consolidation plan for the department for the next year and

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1	shall include a report on the implementation of such reorganization and consolidation
2	plan for the previous year. The report concerning reorganization shall specifically
3	detail the extent to which the department has achieved goals stated the previous year
4	with respect to merger and consolidation of functions, abolition of agencies,
5	consolidation of offices, elimination of job positions, and efficiency and economy
6	in delivery of services. The report shall contain any recommendations with respect
7	to organization which may require legislative action under the provisions of this
8	Title. A copy of the report and recommended legislation shall also be submitted by
9	the secretary to the presiding officer of each house of the legislature. The presiding
10	officer shall refer the report to the appropriate committee having jurisdiction of the
11	subject matter as provided in the rules of the respective house.
12	* * *
13	§404. Powers and duties of secretary of public safety and corrections
14	A. In addition to the functions, powers, and duties otherwise vested in the
15	secretary by law, he shall:
16	* * *
16 17	
	* * *
17	(9) Provide for the ongoing merger and consolidation of the agencies and
17 18	 * * * (9) Provide for the ongoing merger and consolidation of the agencies and functions transferred to his department and submit a report thereon to the governor
17 18 19	 * * * (9) Provide for the ongoing merger and consolidation of the agencies and functions transferred to his department and submit a report thereon to the governor and the legislature, which report shall accompany the budget statement request which
17 18 19 20	* * * * (9) Provide for the ongoing merger and consolidation of the agencies and functions transferred to his department and submit a report thereon to the governor and the legislature, which report shall accompany the budget statement request which he submits under provisions of R.S. 39:45 <u>39:33</u> . Such report shall include a
17 18 19 20 21	* * * * (9) Provide for the ongoing merger and consolidation of the agencies and functions transferred to his department and submit a report thereon to the governor and the legislature, which report shall accompany the budget statement request which he submits under provisions of R.S. 39:45 <u>39:33</u> . Such report shall include a statement of the goals of the department and of the programs thereof and shall
 17 18 19 20 21 22 	* * * (9) Provide for the ongoing merger and consolidation of the agencies and functions transferred to his department and submit a report thereon to the governor and the legislature, which report shall accompany the budget statement request which he submits under provisions of R.S. 39:45 <u>39:33</u> . Such report shall include a statement of the goals of the department and of the programs thereof and shall summarize the accomplishments of the department in meeting such goals and
 17 18 19 20 21 22 23 	* * * (9) Provide for the ongoing merger and consolidation of the agencies and functions transferred to his department and submit a report thereon to the governor and the legislature, which report shall accompany the budget statement request which he submits under provisions of R.S. 39:45 <u>39:33</u> . Such report shall include a statement of the goals of the department and of the programs thereof and shall summarize the accomplishments of the department in meeting such goals and implementing such programs. The report shall also contain a specific statement of
 17 18 19 20 21 22 23 24 	* * * (9) Provide for the ongoing merger and consolidation of the agencies and functions transferred to his department and submit a report thereon to the governor and the legislature, which report shall accompany the budget statement request which he submits under provisions of R.S. 39:45 39:33. Such report shall include a statement of the goals of the department and of the programs thereof and shall summarize the accomplishments of the department in meeting such goals and implementing such programs. The report shall also contain a specific statement of the reorganization and consolidation plan for the department for the next year and
 17 18 19 20 21 22 23 24 25 	* * * * (9) Provide for the ongoing merger and consolidation of the agencies and functions transferred to his department and submit a report thereon to the governor and the legislature, which report shall accompany the budget statement request which he submits under provisions of R.S. 39:45 39:33. Such report shall include a statement of the goals of the department and of the programs thereof and shall summarize the accomplishments of the department in meeting such goals and implementing such programs. The report shall also contain a specific statement of the reorganization and consolidation plan for the department for the next year and shall include a report on the implementation of such reorganization and consolidation
 17 18 19 20 21 22 23 24 25 26 	* * * (9) Provide for the ongoing merger and consolidation of the agencies and functions transferred to his department and submit a report thereon to the governor and the legislature, which report shall accompany the budget statement request which he submits under provisions of R.S. 39:45 39:33. Such report shall include a statement of the goals of the department and of the programs thereof and shall summarize the accomplishments of the department in meeting such goals and implementing such programs. The report shall also contain a specific statement of the reorganization and consolidation plan for the department for the next year and shall include a report on the implementation of such reorganization and consolidation plan for the previous year. The report concerning reorganization shall specifically
 17 18 19 20 21 22 23 24 25 26 27 	* * * *

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1	to reorganization which may require legislative action under the provisions of this
2	Title. A copy of the report and recommended legislation shall also be submitted by
3	the secretary to the presiding officer of both houses each house of the legislature.
4	The presiding officer shall refer the report to the appropriate committee having
5	jurisdiction of the subject matter as provided in the rules of the respective house.
6	* * *
7	§409. Transfer of agencies to Department of Public Safety and Corrections
8	* * *
9	R. The Louisiana State Uniform Construction Code Council (R.S.
10	40:1730.21 et seq.) is placed within the Department of Public Safety and Corrections
11	and shall perform and exercise its powers, duties, functions, and responsibilities as
12	otherwise provided by law.
13	* * *
14	§454. Powers and duties of secretary of revenue
15	A. In addition to the functions, powers, and duties otherwise vested in the
16	secretary by law, he shall:
17	* * *
18	(8) Provide for the ongoing merger and consolidation of the agencies and
19	functions transferred to his department and submit a report thereon to the governor
20	and the legislature, which report shall accompany the budget statement request which
21	he submits under provisions of R.S. 39:4539:33. Such report shall include a
22	statement of the goals of the department and of the programs thereof and shall
23	summarize the accomplishments of the department in meeting such goals and
24	implementing such programs. The report shall also contain a specific statement of
25	the reorganization and consolidation plan for the department for the next year and
26	the reorganization and consolidation plan for the department for the next year and
20	shall include a report on the implementation of such reorganization and consolidation
27	
	shall include a report on the implementation of such reorganization and consolidation
27	shall include a report on the implementation of such reorganization and consolidation plan for the previous year. The report concerning reorganization shall specifically
27 28	shall include a report on the implementation of such reorganization and consolidation plan for the previous year. The report concerning reorganization shall specifically detail the extent to which the department has achieved goals stated the previous year

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1	in delivery of services. The report shall contain any recommendations with respect
2	to reorganization which may require legislative action under the provisions of this
3	Title. A copy of the report and recommended legislation shall also be submitted by
4	the secretary to the presiding officer of both houses each house of the legislature.
5	The presiding officer shall refer the report to the appropriate committee having
6	jurisdiction of the subject matter as provided in the rules of the respective house.
7	* * *
8	§605. Powers and duties of the secretary of wildlife and fisheries
9	A. In addition to the functions, powers, and duties otherwise vested in the
10	secretary by law, he shall:
11	* * *
12	(8) Provide for the ongoing merger and consolidation of the agencies and
13	functions transferred to his department and submit a report thereon to the governor
14	and the legislature, which report shall accompany the budget statement request which
15	he submits under provisions of R.S. 39:45 39:33. Such report shall include a
16	statement of the goals of the department and of the programs thereof and shall
17	summarize the accomplishments of the department in meeting such goals and
18	implementing such programs. The report shall also contain a specific statement of
19	the reorganization and consolidation plan for the department for the next year and
20	shall include a report on the implementation of such reorganization and consolidation
21	plan for the previous year. The report concerning reorganization shall specifically
22	detail the extent to which the department has achieved goals stated the previous year
23	with respect to merger and consolidation of functions, abolition of agencies,
24	consolidation of offices, elimination of job positions, and efficiency and economy
25	in delivery of services. The report shall contain any recommendations with respect
26	to reorganization which may require legislative action under the provisions of this
27	Title. A copy of the report and recommended legislation shall also be submitted by
28	the secretary to the presiding officer of both houses each house of the legislature.

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1	The presiding officer shall refer the report to the appropriate committee having
2	jurisdiction of the subject matter as provided in the rules of the respective house.
3	* * *
4	§624. Powers and duties of commissioner of agriculture and forestry
5	A. In addition to the functions, powers, and duties otherwise vested in the
6	commissioner of agriculture by law, he shall:
7	* * *
8	(7) Provide for the ongoing merger and consolidation of the agencies and
9	functions transferred to his department and submit a report thereon to the legislature,
10	which report shall accompany the budget statement request which he submits under
11	provisions of R.S. 39:45 <u>39:33</u> . Such report shall include a statement of the goals of
12	the department and of the programs thereof and shall summarize the
13	accomplishments of the department in meeting such goals and implementing such
14	programs. The report shall also contain a specific statement of the reorganization
15	and consolidation plan for the department for the next year and shall include a report
16	on the implementation of such reorganization and consolidation plan for the previous
17	year. The report concerning reorganization shall specifically detail the extent to
18	which the department has achieved goals stated the previous year with respect to
19	merger and consolidation of functions, abolition of agencies, consolidation of
20	offices, elimination of job positions, and efficiency and economy in delivery of
21	services. The report shall contain any recommendations with respect to
22	reorganization which may require legislative action. A copy of the report and
23	recommended legislation shall also be submitted by the commissioner to the
24	presiding officer of both houses each house of the legislature. The presiding officer
25	shall refer the report to the appropriate committee having jurisdiction of the subject
26	matter as provided in the rules of the respective house.
27	* * *
28	§629. Transfer of boards, commissions, departments, and agencies to the
29	Department of Agriculture and Forestry
30	* * *

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1	C. The following agencies as defined by R.S. 36:3 are transferred to and
2	hereafter shall be within the Department of Agriculture and Forestry as provided in
3	R.S. 36:802.3:
4	(3) Structural Pest Control Commission (R.S. 3:3301-3:3317 3:3361 et seq.).
5	* * *
6	§645. Powers and duties of superintendent of education
7	A. In addition to the functions, powers, and duties otherwise vested in the
8	superintendent by law, he shall:
9	* * *
10	(7) Provide for the ongoing merger and consolidation of the agencies and
11	functions transferred to his department and submit a report thereon to the legislature,
12	which report shall accompany the budget statement request which he submits under
13	provisions of R.S. 39:45 39:33. Such report shall include a statement of the goals of
14	the department and of the programs thereof and shall summarize the
15	accomplishments of the department in meeting such goals and implementing such
16	programs. The report shall also contain a specific statement of the reorganization
17	and consolidation plan for the department for the next year and shall include a report
18	on the implementation of such reorganization and consolidation plan for the previous
19	year. The report concerning reorganization shall specifically detail the extent to
20	which the department has achieved goals stated the previous year with respect to
21	merger and consolidation of functions, abolition of agencies, consolidation of offices
22	and administrative and programmatic divisions of the department, elimination of job
23	positions, and efficiency and economy in delivery of services. The report shall
24	contain any recommendations with respect to reorganization which may require
25	legislative action. A copy of the report and recommended legislation shall also be
26	submitted by the superintendent to the presiding officer of both houses each house
27	of the legislature. The presiding officer shall refer the report to the appropriate

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1	committee having jurisdiction of the subject matter as provided in the rules of the
2	respective house.
3	* * *
4	§682. Commissioner of insurance; powers and duties
5	* * *
6	B. In addition to the functions, powers, and duties otherwise vested in the
7	commissioner of insurance by law, he shall:
8	* * *
9	(6) Provide for the ongoing reorganization and consolidation of the
10	department and submit a report thereon to the legislature, which report shall
11	accompany the budget statement request which he submits under provisions of R.S.
12	39:45 <u>39:33</u> . Such report shall include a statement of the goals of the department and
13	of the programs thereof and shall summarize the accomplishments of the department
14	in meeting such goals and implementing such programs. The report shall also
15	contain a specific statement of the reorganization and consolidation plan for the
16	department for the next year and shall include a report on the implementation of such
17	reorganization and consolidation plan for the previous year. The report concerning
18	reorganization shall specifically detail the extent to which the department has
19	achieved goals stated the previous year with respect to merger and consolidation of
20	functions, abolition of agencies, consolidation of offices and administrative and
21	programmatic divisions of the department, elimination of job positions, and
22	efficiency and economy in delivery of services. The report shall contain any
23	recommendations with respect to reorganization which may require legislative
24	action. A copy of the report and recommended legislation shall also be submitted
25	by the commissioner of insurance to the presiding officer of both houses each house
26	of the legislature. The presiding officer shall refer the report to the appropriate
27	committee having jurisdiction of the subject matter as provided in the rules of the
28	respective house.
29	* * *

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1

§702. Powers and duties of attorney general

In addition to the functions, powers, and duties otherwise vested in the attorney general, he shall:

* * *

5 Provide for the ongoing reorganization and consolidation of the (6) 6 department and submit a report thereon to the legislature, which report shall 7 accompany the budget statement request which he submits under provisions of R.S. 8 39:45 <u>39:33</u>. Such report shall include a statement of the goals of the department and 9 of the programs thereof and shall summarize the accomplishments of the department 10 in meeting such goals and implementing such programs. The report shall also 11 contain a specific statement of the reorganization and consolidation plan for the 12 department for the next year and shall include a report on the implementation of such 13 reorganization and consolidation plan for the previous year. The report concerning 14 reorganization shall specifically detail the extent to which the department has 15 achieved goals stated the previous year with respect to merger and consolidation of 16 offices and administrative and programmatic division of the department, elimination 17 of job positions, and efficiency and economy in delivery of services. The report shall 18 contain any recommendations with respect to reorganization which may require 19 legislative action. A copy of the report and recommended legislation shall also be 20 submitted by the attorney general to the presiding officer of both houses each house 21 of the legislature. The presiding officer shall refer the report to the appropriate 22 committee having jurisdiction of the subject matter as provided in the rules of the 23 respective house.

- 24 * * *
- 25 §722. Powers and duties of Public Service Commission
- In addition to the functions, powers, and duties otherwise vested in the Public
 Service Commission, it shall:
- 29 (6) Provide for the ongoing reorganization and consolidation of the
 30 department and submit a report thereon to the legislature, which report shall

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1 accompany the budget statement request which it submits under provisions of R.S. 2 39:45 <u>39:33</u>. Such report shall include a statement of the goals of the department and 3 of the programs thereof and shall summarize the accomplishments of the department 4 in meeting such goals and implementing such programs. The report shall also 5 contain a specific statement of the reorganization and consolidation plan for the 6 department for the next year and shall include a report on the implementation of such 7 reorganization and consolidation plan for the previous year. The report concerning 8 reorganization shall specifically detail the extent to which the department has 9 achieved goals stated the previous year with respect to merger and consolidation of 10 functions, abolition of agencies, consolidation of administrative and programmatic 11 divisions of the department, elimination of job positions, and efficiency and 12 economy in delivery of services. The report shall contain any recommendations with 13 respect to reorganization which may require legislative action. A copy of the report and recommended legislation shall also be submitted by the commission to the 14 15 presiding officer of both houses each house of the legislature. The presiding officer 16 shall refer the report to the appropriate committee having jurisdiction of the subject 17 matter as provided in the rules of the respective house.

18

19

22

§742. Powers and duties of secretary of state

20 In addition to the functions, powers, and duties otherwise vested in the 21 secretary of state by law, he shall:

(6) Provide for the ongoing reorganization and consolidation of the 23 24 department and submit a report thereon to the legislature, which report shall 25 accompany the budget statement request which he submits under provisions of R.S. 26 39:45 39:33. Such report shall include a statement of the goals of the department and 27 of the programs thereof and shall summarize the accomplishments of the department 28 in meeting such goals and implementing such programs. The report shall also 29 contain a specific statement of the reorganization and consolidation plan for the 30 department for the next year and shall include a report on the implementation of such

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1	
	reorganization and consolidation plan for the previous year. The report concerning
2	reorganization shall specifically detail the extent to which the department has
3	achieved goals stated the previous year with respect to merger and consolidation of
4	functions, consolidation of administrative and programmatic divisions of the
5	department, elimination of job positions, and efficiency and economy in delivery of
6	services. The report shall contain any recommendations with respect to
7	reorganization which may require legislative action under the provisions of this Title.
8	A copy of the report and recommended legislation shall also be submitted by the
9	secretary of state to the presiding officer of both houses each house of the legislature.
10	The presiding officer shall refer the report to the appropriate committee having
11	jurisdiction of the subject matter as provided in the rules of the respective house.
12	* * *
13	§764. Powers and duties of state treasurer
14	A. In addition to the functions, powers, and duties otherwise vested in the
15	state treasurer by law, he shall:
16	* * *
17	(7) Provide for the ongoing merger and consolidation of the agencies and
17 18	(7) Provide for the ongoing merger and consolidation of the agencies and functions transferred to his department and submit a report thereon to the legislature,
18	functions transferred to his department and submit a report thereon to the legislature,
18 19	functions transferred to his department and submit a report thereon to the legislature, which report shall accompany the budget statement request which he submits under
18 19 20	functions transferred to his department and submit a report thereon to the legislature, which report shall accompany the budget statement request which he submits under provisions of R.S. 39:45 <u>39:33</u> . Such report shall include a statement of the goals of
18 19 20 21	functions transferred to his department and submit a report thereon to the legislature, which report shall accompany the budget statement request which he submits under provisions of R.S. 39:45 <u>39:33</u> . Such report shall include a statement of the goals of the department and of the programs thereof and shall summarize the
18 19 20 21 22	functions transferred to his department and submit a report thereon to the legislature, which report shall accompany the budget statement request which he submits under provisions of R.S. 39:45 <u>39:33</u> . Such report shall include a statement of the goals of the department and of the programs thereof and shall summarize the accomplishments of the department in meeting such goals and implementing such
 18 19 20 21 22 23 	functions transferred to his department and submit a report thereon to the legislature, which report shall accompany the budget statement request which he submits under provisions of R.S. 39:45 39:33. Such report shall include a statement of the goals of the department and of the programs thereof and shall summarize the accomplishments of the department in meeting such goals and implementing such programs. The report shall also contain a specific statement of the reorganization
 18 19 20 21 22 23 24 	functions transferred to his department and submit a report thereon to the legislature, which report shall accompany the budget statement request which he submits under provisions of R.S. 39:45 <u>39:33</u> . Such report shall include a statement of the goals of the department and of the programs thereof and shall summarize the accomplishments of the department in meeting such goals and implementing such programs. The report shall also contain a specific statement of the reorganization and consolidation plan for the department for the next year and shall include a report
 18 19 20 21 22 23 24 25 	functions transferred to his department and submit a report thereon to the legislature, which report shall accompany the budget statement request which he submits under provisions of R.S. 39:45 39:33. Such report shall include a statement of the goals of the department and of the programs thereof and shall summarize the accomplishments of the department in meeting such goals and implementing such programs. The report shall also contain a specific statement of the reorganization and consolidation plan for the department for the next year and shall include a report on the implementation of such reorganization and consolidation plan for the previous
 18 19 20 21 22 23 24 25 26 	functions transferred to his department and submit a report thereon to the legislature, which report shall accompany the budget statement request which he submits under provisions of R.S. 39:45 <u>39:33</u> . Such report shall include a statement of the goals of the department and of the programs thereof and shall summarize the accomplishments of the department in meeting such goals and implementing such programs. The report shall also contain a specific statement of the reorganization and consolidation plan for the department for the next year and shall include a report on the implementation of such reorganization and consolidation plan for the previous year. The report concerning reorganization shall specifically detail the extent to
 18 19 20 21 22 23 24 25 26 27 	functions transferred to his department and submit a report thereon to the legislature, which report shall accompany the budget statement request which he submits under provisions of R.S. 39:45 39:33. Such report shall include a statement of the goals of the department and of the programs thereof and shall summarize the accomplishments of the department in meeting such goals and implementing such programs. The report shall also contain a specific statement of the reorganization and consolidation plan for the department for the next year and shall include a report on the implementation of such reorganization and consolidation plan for the previous year. The report concerning reorganization shall specifically detail the extent to which the department has achieved goals stated the previous year with respect to

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1	contain any recommendations with respect to reorganization which may require
2	legislative action. A copy of the report and recommended legislation shall also be
3	submitted by the state treasurer to the presiding officer of both houses each house of
4	the legislature. The presiding officer shall refer the report to the appropriate
5	committee having jurisdiction of the subject matter as provided in the rules of the
6	respective house.
7	* * *
8	Section 15. R.S. 37:791(A)(3) and 3259(A)(9) and (B) are hereby amended and
9	reenacted to read as follows:
10	§791. Protected action and communication
11	A. There shall be no liability on the part of and no action for damages
12	against:
13	* * *
14	(3) Any nonprofit corporation, foundation, or organization that enters into
15	any agreement with the board related to the operation of any committee or program
16	to identify, investigate, counsel, monitor, or assist any licensed physician <u>dentist</u> who
17	suffers or may suffer from alcohol or substance abuse or a physical or mental
18	condition which could compromise such dentist's fitness and ability to practice
19	dentistry with reasonable skill and safety to patients, for any investigation, action,
20	report, recommendation, decision, or opinion undertaken, performed, or made in
21	connection with or on behalf of such committee or program, without malice and in
22	the reasonable belief that such investigation, action, report, recommendation,
23	decision, or opinion was warranted.
24	* * *
25	§3259. Reporting
26	A. Every licensed midwife shall report to the board annually in a manner and
27	form prescribed by the board. The report shall be submitted by January thirty-first
28	of each year and shall include all of the following:
29	* * *

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1	(9) A brief description of any complications resulting in the mortality death
2	of a mother or an infant.
3	* * *
4	B. A licensed midwife shall report within forty-eight hours to the board any
5	maternal, fetal, or neonatal mortality or morbidity in patients for whom care has been
6	given. The report shall include the sex, weight, date and place of delivery, method
7	of delivery, congenital anomalies of the fetus, and if maternal, fetal, or neonatal
8	death occurred, cause of death.
9	* * *
10	Section 16. R.S. 39:102(C) and 103(A)(2) and R.S. 39:1533(A) as most recently
11	amended by Section 3 of Act No. 449 and Section 3 of Act No. 631 of the 2006 Regular
12	Session of the Legislature are hereby amended and reenacted to read as follows:
13	§102. Capital outlay budget request contents
14	* * *
15	C. A detailed project description and justification shall be prepared in
16	accordance with instructions and procedures published by the division of
17	administration. Such instructions and procedures shall be published in the State
18	Louisiana Register at least thirty days prior to the effective date thereof.
19	\$103. Standards for capital projects and evaluations
20	А.
21	* * *
22	(2) The standards established by the commissioner of administration shall
23	be published in the state register Louisiana Register at least thirty days prior to the
24	effective date thereof.
25	* * *
26	§1533. Self-Insurance Fund
27	A. There is hereby created in the Department of the Treasury a special fund
28	to be known as the "Self-Insurance Fund". The fund shall consist of all premiums
29	paid by state agencies under the state's risk management program as established by
30	this Chapter, the investment income earned from such premiums and commissions

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29

1	retained as provided by Title 39 in accordance with the provisions of this Title. This
2	fund shall be used only for the payment of losses incurred by state agencies under
3	the self-insurance program, premiums for insurance obtained through commercial
4	carriers, administrative expenses associated with the management of the state's risk,
5	law enforcement officers and firemen's survivors benefits as provided for in R.S.
6	33:1981(C) and 2201(C), the payment of losses incurred by the Jefferson Parish
7	Human Services Authority in accordance with R.S. 28:831(J), the payment of losses
8	incurred by the Capital Area Human Services District in accordance with R.S.
9	46:2666 R.S. 28:906, the payment of losses incurred by the Florida Parishes Human
10	Services Authority in accordance with R.S. 28:856, the payment of losses incurred
11	by the Metropolitan Human Services District in accordance with R.S. 28:866, the
12	payment of losses incurred by the Northeast Delta Human Services Authority in
13	accordance with R.S. 28:876 28:896, the payment of losses incurred by the South
14	Central Louisiana Human Services Authority in accordance with R.S. 28:876, and
15	the funding of the legal services, such funds to be administered by the commissioner
16	of administration.
17	* * *
18	Section 17. R.S. 40:4(A)(3)(b), 32(12), 33(A), 61(A)(4), 1155, 1232(C), 1232.4(2)
19	and (7), 1232.9(2) and (7), 1300.198(B)(4), and 2022(D) are hereby amended and reenacted
20	to read as follows:
21	§4. Sanitary Code
22	A. The state health officer acting through the office of public health of the
23	Department of Health and Hospitals shall prepare, promulgate, and enforce rules and
24	regulations embodied within the state's Sanitary Code covering all matters within his
25	jurisdiction as defined and set forth in R.S. 40:5. The promulgation of this Sanitary
26	Code shall be accomplished in strict accordance with the provisions of the
27	Administrative Procedure Act, and further, in conformity with the following
28	guidelines and directives:

* * *

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1	(3)
2	* * *
3	(b) In order to protect the public from disease associated with the handling
4	of dead human remains, the state health officer, acting through the office of
5	preventive and public health services, shall prepare and promulgate all rules
6	necessary to insure ensure that all hospitals will identify corpses that are infected
7	with a contagious disease, when there is actual knowledge of such infection, and
8	report such to embalmers and funeral directors who handle the corpses for interment
9	or cremation. The state health officer shall prepare a list of contagious diseases and
10	such list shall be added to or deleted from as circumstances warrant.
11	* * *
12	§32. Definition of terms
13	As used in this Chapter, the following terms shall have the meanings ascribed
14	to them in this Section unless otherwise provided for or unless the context otherwise
15	indicates:
16	* * *
17	(12) "Public health statistics unit" means that section which codes, tabulates,
18	analyzes, reports, and coordinates vital records and other health status indicator data
19	for the office of preventive and public health services.
20	* * *
21	§33. Vital records registry; establishment; general authority and duties of state
22	registrar
23	A. There is hereby established a central vital records registry within the
24	office of preventive and public health services and a registrar of vital records for the
25	state with an office properly equipped and operated for the safety and preservation
26	of all vital records covering the births, deaths, marriages, divorce judgments,
27	adoptions, and change of names, made and received under this Chapter or under the
28	regulations adopted by the Department of Health and Hospitals.
29	* * *

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1	§61. Penalties
2	A. A fine of not more than ten thousand dollars or imprisonment of not more
3	than five years, or both, shall be imposed on:
4	* * *
5	(4) In addition to dismissal proceedings pursuant to state civil service
6	regulations, any employee of the vital records registry or office of preventive and
7	public health services who willfully and knowingly furnishes or processes a
8	certificate of birth or death, or certified copy of a certificate of birth or death, or
9	discloses information contained in a certificate of birth or death, with the knowledge
10	or intention that it be used for the purposes of deception; or.
11	* * *
12	§1155. Approval of individual sewage treatment and disposal systems
13	No parish, municipality, or planning commission shall enact a sewerage
14	permit ordinance or similar regulation authorizing the installation of individual
15	sewage treatment and disposal systems without written approval by the office of
16	preventive and public health services of the Department of Health and Hospitals.
17	* * *
18	§1232. Emergency medical personnel training; certification licensure
19	* * *
20	C. The bureau shall affirmatively provide that there is no discrimination
21	toward any individual in the certification licensure process on the basis of race,
22	religion, creed, national origin, sex, or age.
23	* * *
24	§1232.4. Powers and duties of the bureau
25	The bureau shall:
26	* * *
27	(2) Prescribe application forms for certification and certification <u>licensure</u>
28	and license renewal.
29	* * *

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1	(7) Adopt continuing education requirements and standards for individuals
2	seeking to renew a certificate license.
3	* * *
4	§1232.9. Violations
5	No person or individual shall engage in any of the following activities:
6	* * *
7	(2) Practice as an emergency medical services practitioner under any
8	diploma or certificate diploma, certificate, or license illegally obtained or signed or
9	issued unlawfully.
10	* * *
11	(7) Conduct or serve as an educator in conducting any course claiming to
12	prepare students for license licensure as emergency medical services practitioner
13	under the provisions of this Subpart, unless both the course and the educator have
14	been approved by the bureau.
15	* * *
16	§1300.198. Funding
17	* * *
18	B. In the event that the secretary determines that the funds appropriated may
19	not meet projected expenditure for the fiscal year, the secretary may:
20	* * *
21	(4) Establish a period of open enrollment which that shall be not less than
22	thirty days and which that shall include an enrollment period for those who become
23	age eligible during the year. Any such changes shall be effective thirty days after
24	notice of such adjustment is published in the state register Louisiana Register.
25	* * *
26	§2022. Health care information; pertussis
27	* * *
28	D. Nothing in this Section shall require any hospital or the office of public
29	health within the Department of Health and Hospital Hospitals to provide or pay for
30	any vaccination against pertussis.

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1	Section 18. R.S. 42:447 is hereby amended and reenacted to read as follows:
2	§447. Leave remaining after termination of personal emergency
3	Transferred annual, sick, or compensatory leave remaining to the credit of a
4	leave recipient when the personal emergency terminates must shall be restored to the
5	pool account.
6	Section 19. R.S. 44:4(4)(a), (14), (31), and (37) and 4.1(B)(20) are hereby amended
7	and reenacted to read as follows:
8	§4. Applicability
9	This Chapter shall not apply:
10	* * *
11	(4)(a) To any records, writings, accounts, letters, letter books, photographs,
12	reports of examination, work papers of examiners, including loan write-ups, line
13	sheets, handwritten notes, loan classification documentation, and any other
14	documentation relating to the financial statements of a financial institution's
15	borrowers, or other entity supervised by the office of financial institutions, Office of
16	Financial Institutions, except as otherwise provided in R.S. 6:103, R.S. 9:3518.1,
17	R.S. 37:1806, R.S. 51:1934, or R.S. 51:2389. This exception shall apply to any
18	financial institution governed by Title 6, supervised entities licensed under Title 9
19	of the Louisiana Revised Statutes of 1950, and those entities licensed and supervised
20	by the office of financial institutions Office of Financial Institutions pursuant to Title
21	37 or 51 of the Louisiana Revised Statutes of 1950, including those which are
22	exercising the privileges granted by their charters or licenses, as well as those which
23	have been determined to be insolvent or operating in an unsafe and unsound
24	condition and have lost their deposit insurance coverage, or, for other legal reasons
25	have been closed and placed in conservatorship or receivership by the commissioner
26	of financial institutions, or whose licenses issued under the provisions of Title 9, 37,
27	or 51 of the Louisiana Revised Statutes of 1950 have been terminated for any lawful
28	reason.
29	* * *

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1	(14) To any records of the Department of Health and Human Resources
2	Hospitals, office of preventive and public health services, which records contain any
3	technical information pertaining to any formula, method, or process which is a trade
4	secret which has been submitted by any manufacturer of a product or mechanical
5	sewage treatment plant in order to obtain or retain approval of such product for sale
6	or use in this state or in order to assist said the office in carrying out and enforcing
7	the sanitary laws and regulations of the state.
8	* * *
9	(31) To proprietary information provided to a communications district by a
10	service provider supplier, as defined in R.S. 33:9106(A)(4). "Proprietary
11	information" as used in this Paragraph shall mean customer telephone numbers,
12	information relating to the quantity, technical destination, location, and amount of
13	use of a telecommunications service subscribed to by any customer of a
14	telecommunications carrier, and information that is made available to the carrier by
15	the customer solely by virtue of the carrier-customer relationship.
16	* * *
17	(37) To any protected health information as defined in R.S. 29:762 pursuant
18	to the Louisiana Public Health Emergency Powers Act.
19	* * *
20	§4.1. Exceptions
21	* * *
22	B. The legislature further recognizes that there exist exceptions, exemptions,
23	and limitations to the laws pertaining to public records throughout the revised
24	statutes and codes of this state. Therefore, the following exceptions, exemptions, and
25	limitations are hereby continued in effect by incorporation into this Chapter by
26	citation:
27	* * *
28	(20) R.S. 33:1334, 2182, 2428, 4720.151, <u>4720.161, 4720.171,</u> 4891, 9109,
29	9128, 9614
30	* * *

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1	Section 20. R.S. 46:2(A) and (B), 448(A)(1) and (B) through (E), 2111(C), 2402(6),
2	and 2405(B) are hereby amended and reenacted to read as follows:
3	§2. Administration of oaths
4	A. Employees of the office of family security children and family services
5	of the Department of Children and Family Services, and employees of the parish or
6	district offices of the said department including the New Orleans Department of City
7	Welfare, Health, may administer oaths and pass authentic acts in connection with any
8	documents relative to relief or assistance now or to be furnished by the state or any
9	political subdivision under the provisions of this Title or the provisions of the Social
10	Security Act, as either may be amended.
11	B. Employees of the office of human development children and family
12	services of the Department of Children and Family Services, and employees of the
13	parish or district offices of the said department may administer oaths and pass
14	authentic acts, except acts of voluntary surrender under R.S. 9:402, in connection
15	with any documents relative to services now or to be furnished by the state or any
16	political subdivision, either directly or through contractual agreement, under the
17	provisions of this Title or the provisions of the Social Security Act.
18	* * *
19	§448. Emergency assistance information and referral
20	A. Definitions
21	1. As used in this Section, "office of human development" "office of children
22	and family services" shall mean the office of human development children and
23	family services, Department of Children and Family Services, state of Louisiana.
24	* * *
25	B. The office of human development children and family services shall
26	gather through its local offices information on all governmental and private agencies
27	in each parish as to the type of assistance each agency can and will provide and as
28	to what eligibility requirements, if any, these agencies apply to their assistance.
29	C. The office of human development children and family services shall
30	designate an office in each parish which will aid people seeking emergency

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1	assistance, either in person or by telephone, to identify what assistance, if any, the
2	person can obtain. The office of human development children and family services
3	shall publicize in each parish the availability of this information.
4	D. Each office will report at the end of each calendar year to the assistant
5	secretary of the office of human development children and family services, the total
6	number and type of emergency assistance requests it has received and the number
7	and type of emergency assistance requests for which no agency provides assistance
8	in that area. The reports shall be available to the public on request.
9	E. The services provided by this Section shall be funded from such monies
10	as are already provided for the office of human development of the Department of
11	Children and Family Services children and family services, and to this end, shall be
12	deemed not to require additional personnel or appropriations.
13	* * *
14	§2111. Findings; purpose
15	* * *
16	C. The purpose of this Chapter is to establish a bureau for handicapped
17	persons within the office of human services children and family services in the
18	Department of Children and Family Services to carry out the duties and
19	responsibilities described by this Chapter, which duties and responsibilities will
20	broaden the scope of those formerly carried out by the Governor's Committee on
21	Employment of the Physically Handicapped.
22	* * *
23	§2402. Definitions
24	Except where the context clearly indicates otherwise, in this Chapter:
25	* * *
26	(6) "Office" means the office of human development children and family
27	services.
28	* * *
29	§2405. Louisiana Children's Trust Fund Board; staff; duties
30	* * *

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1	B. The commissioner of administration shall make available one additional
2	position to the table of organization of the office of human development children and
3	family services in order to provide for the position of executive director.
4	* * *
5	Section 21. R.S. 47:332.9(A), 337.95(B)(1)(a), 337.96, 337.99(H)(1) and (I),
6	4331(F), 4352, and 6103(A)(2) are hereby amended and reenacted to read as follows:
7	§332.9. Disposition of certain collections in parish of Lafayette
8	A. The avails of the tax imposed by R.S. 47:331 from the sale of services as
9	defined in R.S. 47:301(14)(a) in the parish of Lafayette under the provisions of R.S.
10	47:331(C) and 332 shall be credited to the Bond Security and Redemption Fund and
11	after a sufficient amount is allocated from that fund to pay all the obligations secured
12	by the full faith and credit of the state which become due and payable within any
13	fiscal year, the treasurer shall pay the remainder of such fund funds into a special
14	fund which is hereby created in the state treasury and designated as the "Lafayette
15	Parish Visitor Enterprise Fund".
16	* * *
17	§337.95. Filing; taking effect of rules
18	* * *
19	B.(1)(a) The board shall file a certified copy of its rules with the office of the
20	state register Office of the State Register. No rule shall be effective, nor may it be
21	enforced, unless it has been properly filed with the office of the state register Office
22	of the State Register.
23	* * *
24	§337.96. Uniform Local Sales Tax Administrative Code and Louisiana Register;
25	publication; index
26	A. The office of the state register Office of the State Register shall compile,
27	index, and publish all effective rules adopted by the board in the publication to be
28	known as the Uniform Local Sales Tax Administrative Code. The Uniform Local
29	Sales Tax Administrative Code shall be supplemented or revised as often as
30	necessary and at least once every two years. These incorporations or revisions shall

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1	be in accordance with the provisions of Chapter 13-A of Title 49 of the Louisiana
2	Revised Statutes of 1950, R.S. 49:981 et seq.
3	B. The office of the state register Office of the State Register shall prescribe
4	a uniform system of indexing, numbering, arrangement of text and citation of
5	authority and history notes for the Uniform Local Sales Tax Administrative Code.
6	* * *
7	\$337.99. Review of board rules
8	* * *
9	H.(1) If both the House and Senate oversight subcommittees fail to find a
10	proposed rule change unacceptable as provided herein, the proposed rule change may
11	be adopted by the board in the identical form proposed by the board or with technical
12	changes or with changes suggested by the subcommittee, provided at least ninety
13	days and no more than twelve months have elapsed since notice of intent was
14	published in the state register Louisiana Register.
15	* * *
16	I. The State Louisiana Register shall publish a copy of the written report of
17	an oversight subcommittee or if unduly cumbersome, expensive, or otherwise
18	inexpedient, a notice stating the general subject matter of the omitted report and
19	stating how a copy thereof may be obtained.
20	* * *
21	§4331. Corporate Tax Apportionment Program; definitions; eligibility requirements;
22	contract approval
23	* * *
24	F. Rules. The department may promulgate rules and regulations after
25	approval of the House Committee on Ways and Means and the Senate Committee
26	on Revenue and Fiscal Affairs meeting jointly within forty-five days of publication
27	of such rules and regulations in the State Louisiana Register.
28	* * *

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1	§4352. Program administration
2	There is hereby established a program to implement the exemption provided
3	by Article VII, Section 21(L) of the Constitution of Louisiana. The program shall
4	be implemented and administered by the Department of Economic Development,
5	which shall adopt and promulgate such rules as are necessary for the administration
6	of the program in compliance with the Administrative Procedure Act except that the
7	department may promulgate such rules only after approval of the House Committee
8	on Ways and Means and the Senate Committee on Revenue and Fiscal Affairs
9	meeting jointly within sixty days of publication of such proposed rules in the State
10	Louisiana Register.
11	* * *
12	§6103. Implementation
13	Α.
14	* * *
15	(2) The Department of Children and Family Services is authorized to use the
16	emergency rulemaking process for the first set of rules developing and implementing
17	this Chapter. Prior to adoption of the emergency rule, the department shall provide
18	written notification that it intends to publish such rule in the State Louisiana Register
19	and the rule shall be subject to approval by the Senate Committee on Revenue and
20	Fiscal Affairs and the House Committee on Ways and Means. However, if such
21	committees do not take action on the rule within sixty days of publication in the State
22	Louisiana Register, the rule shall become effective.
23	* * *
24	Section 22. R.S. $48:1671(C)(1)$ is hereby amended and reenacted to read as follows:
25	§1671. Southern Rapid Rail Transit Compact
26	* * *
27	C.(1) The states that are parties to this compact (hereinafter referred to as
28	party states) do hereby establish and create a joint agency, which shall be known as
29	the Southern High-Speed Rail Commission (hereinafter referred to as the
30	commission). The membership of the commission shall consist of the governor of

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1	each party state, one representative each from the Mississippi Energy and
2	Transportation Board or its successor, the Louisiana Department of Transportation
3	and Development or its successor, the Texas Transportation Commission or its
4	successor, and the conservation division of the Alabama Department of Energy or
5	its successor; and five other citizens of each party state, to be appointed by the
6	governor thereof. The appointive members of the commission shall serve for terms
7	of four years each. Vacancies on the commission shall be filled by appointment by
8	the governor for the unexpired portion of the term.
9	* * *
10	Section 23. R.S. 49:214.5.3(B)(3), 952(1), 953(B)(1)(a) and (2) and (F)(3)(b) and
11	(h), 954(A) and (B)(2), 954.1, 966(C), 968(D)(1)(c), (H)(1), (I), and (J), 981, 982,
12	983(A)(introductory paragraph) and (B), 984, 985, 986, 987, and 1101(A) are hereby
13	amended and reenacted to read as follows:
14	§214.5.3. Coastal protection annual plans; development; priorities
15	* * *
16	B. The board shall develop the master and annual plans in accordance with
	B. The board shall develop the master and annual plans in accordance with the following procedure:
16	
16 17	the following procedure:
16 17 18	the following procedure:
16 17 18 19	the following procedure: * * * * (3) Ten days prior to the first such public hearing the board shall publish in
16 17 18 19 20	the following procedure: * * * (3) Ten days prior to the first such public hearing the board shall publish in the state register Louisiana Register and the official state journal the schedule of
 16 17 18 19 20 21 	the following procedure: * * * * (3) Ten days prior to the first such public hearing the board shall publish in the state register Louisiana Register and the official state journal the schedule of public hearings setting out the location, place, and time of all the hearings.
 16 17 18 19 20 21 22 	the following procedure: * * * (3) Ten days prior to the first such public hearing the board shall publish in the state register Louisiana Register and the official state journal the schedule of public hearings setting out the location, place, and time of all the hearings. * * *
 16 17 18 19 20 21 22 23 	the following procedure: * * * (3) Ten days prior to the first such public hearing the board shall publish in the state register Louisiana Register and the official state journal the schedule of public hearings setting out the location, place, and time of all the hearings. * * * §952. Public information; adoption of rules; availability of rules and orders
 16 17 18 19 20 21 22 23 24 	 the following procedure: * * * (3) Ten days prior to the first such public hearing the board shall publish in the state register Louisiana Register and the official state journal the schedule of public hearings setting out the location, place, and time of all the hearings. * * * §952. Public information; adoption of rules; availability of rules and orders Each agency which engages in rulemaking shall:
 16 17 18 19 20 21 22 23 24 25 	 the following procedure: * * * (3) Ten days prior to the first such public hearing the board shall publish in the state register Louisiana Register and the official state journal the schedule of public hearings setting out the location, place, and time of all the hearings. * * * §952. Public information; adoption of rules; availability of rules and orders Each agency which engages in rulemaking shall: (1) File with the Department Office of the State Register a description of its
 16 17 18 19 20 21 22 23 24 25 26 	 the following procedure: * * * (3) Ten days prior to the first such public hearing the board shall publish in the state register Louisiana Register and the official state journal the schedule of public hearings setting out the location, place, and time of all the hearings. * * * §952. Public information; adoption of rules; availability of rules and orders Each agency which engages in rulemaking shall: (1) File with the Department Office of the State Register a description of its organization, stating the general course and method of its operations and the methods
 16 17 18 19 20 21 22 23 24 25 26 27 	 the following procedure: * * * (3) Ten days prior to the first such public hearing the board shall publish in the state register Louisiana Register and the official state journal the schedule of public hearings setting out the location, place, and time of all the hearings. * * * \$952. Public information; adoption of rules; availability of rules and orders Each agency which engages in rulemaking shall: (1) File with the Department Office of the State Register a description of its organization, stating the general course and method of its operations and the methods whereby the public may obtain information or make submissions or requests.

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1 B.(1)(a) If an agency finds that an imminent peril to the public health, safety, 2 or welfare requires adoption of a rule upon shorter notice than that provided in 3 Subsection A of this Section and within five days of adoption states in writing to the 4 governor of the state of Louisiana, the attorney general of Louisiana, the speaker of 5 the House of Representatives, the president of the Senate, and the Department Office 6 of the State Register, its reasons for that finding, it may proceed without prior notice 7 or hearing or upon any abbreviated notice and hearing that it finds practicable, to 8 adopt an emergency rule. The provisions of this Paragraph also shall apply to the 9 extent necessary to avoid sanctions or penalties from the United States, or to avoid 10 a budget deficit in the case of medical assistance programs or to secure new or 11 enhanced federal funding in medical assistance programs. The agency statement of 12 its reason for finding it necessary to adopt an emergency rule shall include specific 13 reasons why the failure to adopt the rule on an emergency basis would result in 14 imminent peril to the public health, safety, or welfare, or specific reasons why the 15 emergency rule meets other criteria provided in this Paragraph for adoption of an 16 emergency rule.

17

* * *

18 (2) Notice of the emergency rule shall be mailed to all persons who have 19 made timely request of the agency for notice of rule changes, which notice shall be 20 mailed within five days of adoption of the emergency rule. The office of the state 21 register Office of the State Register may omit from the Louisiana Register any 22 emergency rule the publication of which would be unduly cumbersome, expensive, 23 or otherwise inexpedient, if the emergency rule in printed or processed form is made 24 available on application to the adopting agency, and if the Louisiana Register 25 contains a notice stating the general subject matter of the omitted emergency rule, 26 the reasons for the finding of the emergency submitted by the agency, and stating 27 how a copy thereof may be obtained.

28 * * * * 29 F. 30 * * *

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1	(3) Notwithstanding any other provision of this Chapter to the contrary,
2	when the Department of Environmental Quality proposes a rule that is identical to
3	a federal law or regulation applicable in Louisiana, except as provided in Paragraph
4	(4) of this Subsection, it may use the following procedure for the adoption of the
5	rule:
6	* * *
7	(b) Notice of the proposed rule shall be published at least once in the
8	Louisiana Register and shall be submitted with a full text of the proposed rule to the
9	Louisiana Register at least seventy days prior to the date the department proposes to
10	formally adopt the rule. The office of the state register Office of the State Register
11	may omit from the Louisiana Register any such proposed rule the publication of
12	which would be unduly cumbersome, expensive, or otherwise inexpedient, if the
13	Louisiana Register contains a notice stating the general subject matter of the omitted
14	proposed rule, the process being employed by the department for adoption of the
15	proposed rule, and stating how a copy of the proposed rule may be obtained.
16	* * *
17	(h) No later than fifteen days prior to the time of publication of the final rule
18	in the Louisiana Register, the secretary or any authorized assistant secretary of the
19	department shall (i) certify, under oath, to the governor of the state of Louisiana, the
20	attorney general of Louisiana, the speaker of the House of Representatives, the
21	president of the Senate, the chairman of the House Committee on Natural Resources
22	and Environment, the chairman of the Senate Committee on Environmental Quality,
23	and the office of the state register Office of the State Register that the proposed rule
24	is identical to a specified federal law or regulation applicable in Louisiana and (ii)
25	furnish the chairman of the Senate Committee on Environmental Quality and the
26	chairman of the House Committee on Natural Resources and Environment the
27	response to comments and submissions required under Subparagraph (g) of this
28	Paragraph, together with a copy of the notice required under Subparagraph (a) of this
29	Paragraph.
30	* * *

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1

§954. Filing; taking effect of rules

2 A. No rule adopted on or after January 1, 1975, is valid unless adopted in 3 substantial compliance with this Chapter. Each rule making agency shall file a 4 certified copy of its rules with the Department Office of the State Register. No rule, 5 whether adopted before, on, or after January 1, 1975, shall be effective, nor may it 6 be enforced, unless it has been properly filed with the Department Office of the State 7 Register. No rule, adopted on or after November 1, 1978, shall be effective, nor may 8 it be enforced, unless prior to its adoption a report relative to the proposed rule 9 change is submitted to the appropriate standing committee of the legislature or to the 10 presiding officers of the respective houses as provided in R.S. 49:968. No rule, 11 adopted on or after September 12, 1980, shall be effective, nor may it be enforced, 12 unless the approved economic and fiscal impact statements, as provided in R.S. 13 49:953A 49:953(A), have been filed with the Department Office of the State Register 14 and published in the Louisiana Register. The inadvertent failure to mail notice and 15 statements to persons making request for such mail notice, as provided in R.S. 16 49:953, shall not invalidate any rule adopted hereunder. A proceeding under R.S. 17 49:963 to contest any rule on the grounds of noncompliance with the procedures for 18 adoption, as given in this Chapter, must be commenced within two years from the 19 date upon which the rule became effective.

B. Each rule hereafter adopted shall be effective upon its publication in the
Louisiana Register, said publication to be subsequent to the act of adoption, except
that:

23

* * *

(2) Subject to applicable constitutional or statutory provisions, an emergency
rule shall become effective on the date of its adoption, or on a date specified by the
agency to be not more than sixty days future from the date of its adoption, provided
written notice is given within five days of the date of adoption to the governor of
Louisiana, the attorney general of Louisiana, the speaker of the House of
Representatives, and the president of the Senate, and the Department Office of the
State Register as provided in R.S. 49:953(B). Such emergency rule shall not remain

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1	in effect beyond the publication date of the Louisiana Register published in the
2	month following the month in which the emergency rule is adopted, unless such rule
3	and the reasons for adoption thereof are published in said issue; provided, however,
4	that any emergency rule so published shall not be effective for a period longer than
5	one hundred twenty days, except as provided by R.S. 49:967(D), but the adoption of
6	an identical rule under Paragraphs (1), (2), and (3) of Subsection A of R.S. 49:953
7	<u>R.S. 49:953(A)(1), (2), and (3)</u> is not precluded. The agency shall take appropriate
8	measures to make emergency rules known to the persons who may be affected by
9	them.
10	§954.1. Louisiana Administrative Code and Louisiana Register; publication;
11	distribution; copies; index; interagency rules
12	A. The Department Office of the State Register shall compile, index, and
13	publish a publication to be known as the Louisiana Administrative Code, containing
14	all effective rules adopted by each agency subject to the provisions of this Chapter,
15	and all boards, commissions, agencies, and departments of the executive branch,
16	notwithstanding any other provision of law to the contrary. The Louisiana
17	Administrative Code shall also contain all executive orders issued by the governor
18	on or after May 9, 1972, which are in effect at the time the Louisiana Administrative
19	Code is published. The Louisiana Administrative Code shall be supplemented or
20	revised as often as necessary and at least once every two years.
21	B. The Department <u>Office</u> of the State Register shall publish at least once
22	each month a bulletin to be known as the Louisiana Register which shall set forth the
23	text of all rules filed during the preceding month and such notices as shall have been
24	submitted pursuant to this Chapter. It shall also set forth all executive orders of the
25	governor issued during the preceding month and a summary or digest of and fiscal
26	note prepared for each such order as required by the provisions of R.S. 49:215. In
27	addition, the Department Office of the State Register may include in the Louisiana
28	Register digests or summaries of new or proposed rules; however, if any conflict
29	should arise between the written digest of a rule and the rule, the rule shall take
20	

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precedence over the written digest.

30

1 C. The Department Office of the State Register shall publish such rules, 2 notices, statements, and other such matters as submitted by the rulemaking agency 3 without regard to their validity. However, the Office of the State Register may omit 4 from the Louisiana Register or Louisiana Administrative Code any rule the 5 publication of which would be unduly cumbersome, expensive, or otherwise 6 inexpedient, if the rule in printed or processed form is made available on application 7 to the adopting agency, and if the Louisiana Register or Louisiana Administrative 8 Code, as the case may be, contains a notice stating the general subject matter of the 9 omitted rule and stating how a copy thereof may be obtained.

10 D. One copy, or multiple copies if practical, of the Louisiana Register and 11 Louisiana Administrative Code shall be made available upon request to state 12 depository libraries free of charge, and to other agencies or persons at prices fixed 13 by the department of the state register Office of the State Register to recover all or 14 a portion of the mailing and publication costs. Notwithstanding the provisions of 15 R.S. 49:951(2) of this Chapter to the contrary, the department of the state register 16 Office of the State Register shall provide free copies of the Louisiana Register and 17 the Louisiana Administrative Code to the David R. Poynter Legislative Research 18 Library, the Senate Law Library, and the Huey P. Long Memorial Law Library.

E. The Department Office of the State Register shall prescribe a uniform system of indexing, numbering, arrangement of text and citation of authority and history notes for the Louisiana Administrative Code.

F. The Department Office of the State Register may publish advertisements for bids and other legal notices in the Louisiana Register in addition to other publications thereof required by law.

25 G. The Department Office of the State Register is hereby authorized and 26 empowered to promulgate and enforce interagency rules for the implementation and 27 administration of this Section.

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1	H. The governor shall be the publisher of the Louisiana Administrative Code
2	and Louisiana Register provided for through the Department Office of the State
3	Register.
4	* * *
5	§966. Construction and effect; judicial cognizance
6	* * *
7	C. The courts of this state shall take judicial cognizance of rules promulgated
8	in the State Louisiana Register under the provisions of this Chapter.
9	* * *
10	§968. Review of agency rules; fees
11	* * *
12	D.(1)
13	* * *
14	(c) The agency shall publish on its website public notice that the report
15	required by Subparagraph (b) of this Paragraph has been delivered to the appropriate
16	standing committee as provided for in Subsection B of this Section within one
17	business day from submission of the report to the appropriate standing committee.
18	If the agency does not maintain a website, the agency may submit the public notice
19	to the office of the state register Office of the State Register for publication on a
20	website maintained by the office of the state register Office of the State Register.
21	* * *
22	H.(1) If both the House and Senate oversight subcommittees fail to find a
23	proposed rule change unacceptable as provided herein, or if the governor disapproves
24	the action of an oversight subcommittee within the time provided in R.S. 49:968(G),
25	the proposed rule change may be adopted by the agency in the identical form
26	proposed by the agency or with technical changes or with changes suggested by the
27	subcommittee, provided at least ninety days and no more than twelve months have
28	elapsed since notice of intent was published in the State Louisiana Register.
29	* * *

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1	I. If the governor disapproves the action of an oversight subcommittee, he
2	shall state written reasons for his action and shall deliver a copy of his reasons to the
3	House and Senate oversight subcommittees, the agency proposing the rule change,
4	and the State Louisiana Register.
5	J. The State Louisiana Register shall publish a copy of the written report of
6	an oversight subcommittee and the written report of the governor in disapproving
7	any such action, or if unduly cumbersome, expensive, or otherwise inexpedient, a
8	notice stating the general subject matter of the omitted report and stating how a copy
9	thereof may be obtained.
10	* * *
11	§981. Continuous revision under supervision of division of administration, office of
12	the state register Office of the State Register
13	The office of the state register Office of the State Register, as the official
14	entity to receive, compute, index, and publish the Louisiana Register and Louisiana
15	Administrative Code, shall direct and supervise the continuous revision, clarification,
16	and coordination of the Louisiana Register and Louisiana Administrative Code in a
17	manner not inconsistent with the provisions of this Chapter.
18	§982. New regulation; incorporation in Louisiana Register and Louisiana
19	Administrative Code; resolution of conflicting rules
20	A. Upon receipt of any rules promulgated under the Administrative
21	Procedure Act, the office of the state register Office of the State Register shall
22	prepare the "Louisiana Register", containing the rules to be promulgated in the
23	Louisiana Administrative Code as they may have been amended or repromulgated
24	and omitting therefrom those sections that have been repealed. There shall also be
25	incorporated therein, in an appropriate place and classification, the text of all the new
26	rules of a general and public nature, assigning to these rules an appropriate title, part,
27	chapter, and section number, and indicating the statutory authority of the rules from
28	which they are taken.
29	B. When a conflict between two or more rules affecting the same subject
30	matter in the same provision or regulation cannot be resolved for the purpose of

1	incorporating the text into the Louisiana Administrative Code, the office of the state
2	register Office of the State Register shall so notify the secretary of the department
3	or administrative officer charged with the promulgation of the rule prior to preparing
4	the Louisiana Administrative Code. The secretary or administrative officer shall be
5	notified of the proposed correction. If no written disapproval of the secretary or
6	administrative officer, or his designee, of the proposed correction is received by the
7	office of the state register Office of the State Register within seven days after the
8	secretary or administrative officer receives the notice, the office of the state register
9	Office of the State Register shall then direct the printer to incorporate into the
10	Louisiana Administrative Code the text of the provision of the rule properly
11	promulgated.
12	§983. Incorporation of current rules and regulations procedure
13	A. In preparing the Louisiana Register or the Louisiana Administrative Code
14	as provided for in R.S. 49:981, the office of the state register Office of the State
15	Register shall not alter the sense, meaning, or effect of any rule properly
16	promulgated under the Administrative Procedure Act, but it may:
16 17	promulgated under the Administrative Procedure Act, but it may:
17	* * *
17 18	* * * * B. The office of the state register <u>Office of the State Register</u> shall notify the
17 18 19	* * * * B. The office of the state register <u>Office of the State Register</u> shall notify the secretary or administrative officer charged with promulgation of the rule prior to
17 18 19 20	* * * * B. The office of the state register <u>Office of the State Register</u> shall notify the secretary or administrative officer charged with promulgation of the rule prior to making any proposed revision authorized by this Section. If no written disapproval
17 18 19 20 21	 * * * B. The office of the state register Office of the State Register shall notify the secretary or administrative officer charged with promulgation of the rule prior to making any proposed revision authorized by this Section. If no written disapproval of the secretary or administrative officer, or his designee, of the proposed revision
 17 18 19 20 21 22 	* * * * B. The office of the state register Office of the State Register shall notify the secretary or administrative officer charged with promulgation of the rule prior to making any proposed revision authorized by this Section. If no written disapproval of the secretary or administrative officer, or his designee, of the proposed revision is received by the office of the state register Office of the State Register within seven
 17 18 19 20 21 22 23 	* * * B. The office of the state register Office of the State Register shall notify the secretary or administrative officer charged with promulgation of the rule prior to making any proposed revision authorized by this Section. If no written disapproval of the secretary or administrative officer, or his designee, of the proposed revision is received by the office of the state register Office of the State Register within seven days after the secretary or administrative officer receives the notice, the office of the
 17 18 19 20 21 22 23 24 	* * * B. The office of the state register Office of the State Register shall notify the secretary or administrative officer charged with promulgation of the rule prior to making any proposed revision authorized by this Section. If no written disapproval of the secretary or administrative officer, or his designee, of the proposed revision is received by the office of the state register Office of the State Register within seven days after the secretary or administrative officer receives the notice, the office of the state register Office of the state register Office of the revision.
 17 18 19 20 21 22 23 24 25 	* * * B. The office of the state register Office of the State Register shall notify the secretary or administrative officer charged with promulgation of the rule prior to making any proposed revision authorized by this Section. If no written disapproval of the secretary or administrative officer, or his designee, of the proposed revision is received by the office of the state register Office of the State Register within seven days after the secretary or administrative officer receives the notice, the office of the state register Office of the state register Office of the state register Shall proceed with the revision. §984. Alphabetical or numerical sequence of laws
 17 18 19 20 21 22 23 24 25 26 	 * * * B. The office of the state register Office of the State Register shall notify the secretary or administrative officer charged with promulgation of the rule prior to making any proposed revision authorized by this Section. If no written disapproval of the secretary or administrative officer, or his designee, of the proposed revision is received by the office of the state register Office of the State Register within seven days after the secretary or administrative officer receives the notice, the office of the state register Office of the State Register within seven days after the secretary or administrative officer receives the notice, the office of the state register Office of the State Register shall proceed with the revision. §984. Alphabetical or numerical sequence of laws A. Whenever a rule defines terms, enumerates provisions or items, or
 17 18 19 20 21 22 23 24 25 26 27 	 * * * B. The office of the state register Office of the State Register shall notify the secretary or administrative officer charged with promulgation of the rule prior to making any proposed revision authorized by this Section. If no written disapproval of the secretary or administrative officer, or his designee, of the proposed revision is received by the office of the state register Office of the State Register within seven days after the secretary or administrative officer receives the notice, the office of the state register Office of the State Register within seven days after the secretary or administrative officer receives the notice, the office of the state register Office of the State Register shall proceed with the revision. \$984. Alphabetical or numerical sequence of laws A. Whenever a rule defines terms, enumerates provisions or items, or otherwise sets forth provisions of a rule in a numerical or alphabetical listing or

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1	Administrative Code as provided for by R.S. 49:983, shall rearrange and renumber
2	or redesignate the provisions to the extent necessary to place all of them in consistent
3	order.
4	B. The office of the state register Office of the State Register shall notify the
5	secretary or administrative officer charged with promulgation of the rule prior to
6	making any proposed revision authorized by this Section. If no written disapproval
7	of the secretary or administrative officer, or his designee, is received by the office
8	of the state register Office of the State Register within seven days after the secretary
9	or administrative officer receives the notice, the office of the state register Office of
10	the State Register shall proceed with the revision.
11	C. This requirement is in addition to any other authority granted to the office
12	of the state register Office of the State Register in the preparation of the Louisiana
13	Register or the Louisiana Administrative Code, particularly by R.S. 49:983.
14	§985. Submitting copy to the proper party
15	A draft of the Louisiana Administrative Code prepared by the office of the
16	state register Office of the State Register shall be submitted to the appropriate
17	secretary or administrative officer charged with the promulgation of any rule prior
18	to transmittal to the printer.
19	§986. Filing of copy with commissioner of administration; certificate of correctness;
20	printing
21	Any edition of the Louisiana Administrative Code, or of any supplement
22	thereto, prepared in the manner provided in R.S. 49:982 and 983, shall be certified
23	by the office of the state register Office of the State Register that each section therein
24	has been compared with the original sections in the official copy of the Louisiana
25	Register with the final provisions of the promulgated rules from which the sections
26	were derived, and that with the exception of the changes of form permitted in R.S.
27	49:983, the sections are correct. The office of the state register Office of the State
28	Register shall order the printing of an edition sufficient in number to supply the
29	demand. When the edition has been printed, the office of the state register Office of
30	the State Register shall affix to one copy of the printed edition the office of the state

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1	register's Office of the State Register's original certificate and file the same for
2	record in his office. All other copies of the same edition may contain a printed
3	facsimile of the office's certificate.
4	§987. Printing and publication of Louisiana Register; proof of certified edition
5	The office of the state register Office of the State Register may enter into
6	contracts with private publishers for the printing, publication, sale, and distribution
7	of any edition of the Louisiana Register and the Louisiana Administrative Code
8	prepared by the office of the state register Office of the State Register and certified
9	by it pursuant to the provisions of this Chapter. Those editions so authorized by the
10	office of the state register Office of the State Register and containing the printed
11	facsimile of the office of the state register's Office of the State Register's certificate
12	of correctness shall be admissible as prima facie evidence of the rules contained
13	therein.
14	* * *
15	§1101. Naming state statutory entities, agencies, departments, offices, or budget
16	units
17	A. Except as designated by the Constitution of Louisiana or as provided in
18	R.S. 49:215(E) 49:215(D) or Subsection B of this Section, no statutory entity, as
19	defined in R.S. 49:190, or "agency", "department", or "office", as defined in R.S.
20	36:3, or budget unit, as that term is used in Part II of Chapter 1 of Subtitle I of Title
21	39 of the Louisiana Revised Statutes of 1950, shall be named or renamed except by
22	a law enacted by the legislature. Organizational units of the executive branch of
23	state government shall be designated by terminology as provided in R.S. 36:9.
24	* * *
25	Section 24. R.S. 51:3115 and 3121(G) are hereby amended and reenacted to read as
26	follows:
27	§3115. Rules
28	The department may promulgate rules and regulations after approval by the
29	House Committee on Ways and Means and the Senate Committee on Revenue and

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1	Fiscal Affairs meeting jointly within sixty days of publication of such rules and
2	regulations in the State Louisiana Register.
3	§3121. Competitive Projects Payroll Incentive Program
4	* * *
5	G. Rules. The department may promulgate rules and regulations after
6	approval of the House Committee on Ways and Means and the Senate Committee
7	on Revenue and Fiscal Affairs meeting jointly within sixty days of publication of
8	such proposed rules and regulations in the State Louisiana Register.
9	Section 25. Children's Code Articles 1302.1(7) and 1437(B) are hereby amended and
10	reenacted to read as follows:
11	Art. 1302.1. Basis for jurisdiction over nonresident
12	In a proceeding to establish, enforce, or modify a support order or to
13	determine parentage, a tribunal of this state may exercise personal jurisdiction over
14	a nonresident individual, or his tutor, in any of the following situations:
15	* * *
16	(7) The individual asserted parentage in the putative father registry
17	maintained in this state by the Department of Health and Hospitals, office of
18	preventive and public health services.
19	* * *
20	Art. 1437. Probable cause; order for examination
21	* * *
22	B. If the court determines that probable cause exists, the court may appoint
23	the minor respondent's treating physician if available or, if none, then another
24	physician, preferably a psychiatrist, to examine the minor and make a written report
25	to the court and respondent's attorney on the form provided by the office of human
26	services behavioral health of the Department of Health and Hospitals.

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1	Section 26. Code of Criminal Procedure Articles 405, 406, 409, and 410 are hereby
2	amended and reenacted to read as follows:
3	Art. 405. Notice of jury commission meetings
4	\underline{A} . Each member of the jury commission shall be notified in writing of the
5	time and place designated for a meeting of the commission, at least twenty-four
6	hours prior to the meeting.
7	\underline{B} . The notice shall be issued by one of the members or the secretary of the
8	jury commission in Orleans Parish, and by the clerk of court in all other parishes, and
9	shall be served in the manner provided for service of subpoenas.
10	Art. 406. Powers of jury commission; penalty for disobedience of commission
11	process
12	In order to secure qualified jurors, the jury commission may issue subpoenas
13	to compel the attendance of witnesses and the production of evidence relative to the
14	qualifications of prospective jurors. Disobedience of a subpoena of a jury
15	commission is punishable as contempt of court.
16	Disobedience of a subpoena of a jury commission is punishable as contempt
17	of court.
18	* * *
19	Art. 409. Selection of general venire in Orleans Parish
20	A. In the Parish parish of Orleans, the jury commission shall select
21	impartially at least seven hundred fifty persons having the qualifications to serve as
22	jurors, who shall constitute the general venire.
23	\underline{B} . A list of the persons so selected shall be prepared and certified by the
24	commission as the general venire list and shall be kept as part of the records of the
25	commission.
26	\underline{C} . The name and address of each person on the list shall be written on a
27	separate slip of paper, with no designation as to race or color, which shall be placed
28	in a box labeled "General Venire Box."
28 29	in a box labeled "General Venire Box." <u>D.</u> No drawing shall be made from a general venire containing fewer than

1	\underline{E} . After the jury commission has selected the general venire, it shall lock and
2	seal the general venire box and deliver it to the secretary of the commission, as the
3	custodian thereof.
4	Art. 410. Revising and supplementing the general venire
5	\underline{A} . At each commission meeting to revise and supplement the general venire,
6	the commission shall examine the general venire list prepared at the previous
7	selection of the general venire and shall delete therefrom the names of those persons
8	who:
9	(1) Have served as civil or criminal jurors since the previous selection of the
10	general venire; or
11	(2) Are known to have died or who have become disqualified to serve as
12	jurors since their selection on the general venire.
13	\underline{B} . The slips bearing the names of those persons deleted from the general
14	venire list shall be removed from the general venire box.
15	\underline{C} . The commission shall then supplement the list prepared at the previous
16	commission meeting and the corresponding slips in the box by selecting a sufficient
17	number of additional persons in compliance with Article 408 or Article 409,
18	whichever is applicable. Where the general venire list is maintained in a form
19	suitable for use by an electronic device commonly known as a computer, the general
20	venire shall likewise as hereinabove provided be deleted and supplemented.
21	Section 27. R.S. 11:231(A)(3) is hereby repealed in its entirety.
22	Section 28. R.S. 11:449(A) and (B), 450(B), and 788(C)(introductory paragraph) all
23	as amended by Act No. 714 of the 2008 Regular Session of the Legislature and R.S.
24	11:788(C)(4) as enacted by Act No. 714 of the 2008 Regular Session of the Legislature are
25	hereby repealed in their entirety.
26	Section 29. R.S. 17:4015(7)(f) and R.S. 18:1505.2(T) are hereby repealed in their
27	entirety.
28	Section 30. This Act shall become effective upon signature by the governor or, if not
29	signed by the governor, upon expiration of the time for bills to become law without signature
30	by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

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

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____