AN ACT

To amend and reenact R.S. 24:513(A)(2) and (3) and R.S. 39:75(A)(3), 80(A) and (B)(1)(introductory paragraph), 1302(3)(i), and 1538(E) and to repeal R.S. 24:513(J)(1)(c)(v), relative to certain annual state financial reports; to provide definitions; to provide requirements; to provide for resolution in the event of conflict with other provisions of law; to provide an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 24:513(A)(2) and (3) are hereby amended and reenacted to read as follows:

§513. Powers and duties of legislative auditor; audit reports as public records; assistance and opinions of attorney general; frequency of audits; subpoena power

A.

*  *  *

(2) The financial statements of individual state agencies, departments, boards, and commissions that are included within the state’s Comprehensive Annual Financial Report annual comprehensive financial report required pursuant to R.S. 39:80 shall be audited by the legislative auditor, but may be audited by a licensed certified public accountant pursuant to the provisions of this Subsection.

CODING: Words in struck through type are deletions from existing law; words underscored are additions.
(3) The financial statements of the offices of the independently elected public officials, including judges, sheriffs, clerks of court, assessors, and district attorneys, all parish governing authorities, all political subdivisions created by parish governing authorities or by law, and all districts, boards, and commissions created by parish governing authorities either independently or in conjunction with other units of government, school boards, district public defender offices, municipalities, all political subdivisions created by municipal governing authorities, and all boards and commissions created by municipalities, either independently or in conjunction with other units of government, city courts, quasi-public agencies, housing authorities, mortgage authorities, or other political subdivisions of the state not included within the state's Comprehensive Annual Financial Reports annual comprehensive financial reports required pursuant to R.S. 39:80, hereinafter collectively referred to as "local auditee", shall be audited or reviewed by licensed certified public accountants subject to Paragraphs (5) and (6) of this Subsection, but may be audited by the legislative auditor pursuant to Paragraph (4) of this Subsection. The total compensation, reimbursements, and benefits of an agency head or political subdivision head or chief executive officer related to the position, including but not limited to travel, housing, unvouchered expenses, per diem, and registration fees shall be reported as a supplemental report within the financial statement of the local auditee; however, nongovernmental entities or not-for-profit entities that receive public funds shall report only the use of public funds for the expenditures itemized in the supplemental report. Any person authorized to conduct an audit of a governmental entity pursuant to R.S. 37:77, shall be permitted to continue auditing that governmental entity subject to the approval of the legislative auditor provided for in Paragraphs (5) and (6) of this Subsection.

*   *   *

Section 2. R.S. 39:75(A)(3), 80(A) and (B)(1)(introductory paragraph), and 1302(3)(i) are hereby amended and reenacted to read as follows:

CODING: Words in struck through type are deletions from existing law; words underscored are additions.
§75. Avoidance of budget deficits

A.

*          *          *

(3)(a) At the first meeting of the Joint Legislative Committee on the Budget after publication of the Comprehensive Annual Financial Report for the state of Louisiana, annual comprehensive financial report required pursuant to R.S. 39:80, the commissioner of administration shall certify to the committee the actual expenditures paid by warrant or transfer and the actual monies received and any monies or balances carried forward for any fund at the close of the previous fiscal year which shall be reflected in the budget status report.

(b) At the first meeting of the Joint Legislative Committee on the Budget after publication of the Comprehensive Annual Financial Report for the state of Louisiana, annual comprehensive financial report required pursuant to R.S. 39:80, the commissioner of administration and the legislative auditor shall present the report to the committee.

*          *          *

§80. Fiscal reporting

A. Within six months after the close of each fiscal year, the commissioner of administration shall cause to be prepared an annual comprehensive annual financial report containing those financial statements, including notes thereto, which are necessary for a fair presentation of the financial position and results of operations of the state in conformity with generally accepted accounting principles.

B.(1) At the same time as the annual comprehensive annual financial report is prepared as provided in Subsection A of this Section, the commissioner of administration shall cause to be prepared a narrative report covering the same fiscal year as the annual comprehensive financial report being prepared and explaining the financial condition and the operations of the state for the fiscal year covered by the comprehensive annual financial report. The narrative report shall be prepared with the express purpose of providing a brief, objective, and easily understood analysis of state government’s financial performance for the preceding year, as well as
facilitating wide dissemination of the report to the public. The narrative report shall include but not be limited to the following:

§1302. Definitions

For the purposes of this Chapter:

(3) "Political subdivision" means any:

(i) Political subdivisions of the state not included within the state's Comprehensive Annual Financial Reports annual comprehensive financial reports required pursuant to R.S. 39:80.

Section 3. R.S. 39:1538(E) is hereby amended and reenacted to read as follows:

§1538. Claims against the state

E. The division of administration, in cooperation with the attorney general as provided in R.S. 49:257(B), shall prepare a list of all final judgments against the state that are the result of a claim under Article XII, Section 10 of the Constitution of Louisiana and this Section and which remain unpaid. The list shall be updated quarterly, provided to the attorney general pursuant to R.S. 49:257(B), and information contained therein shall be included within the annual comprehensive financial report required pursuant to R.S. 39:80 in a manner determined by the commissioner of administration.

Section 4. R.S. 24:513(J)(1)(c)(v) is hereby repealed in its entirety.

Section 5. If the bill that originated as House Bill No. 228 of the 2022 Regular Session of the Legislature is enacted and becomes law, the provisions of Section 3 of this Act shall be null and void.

Section 6. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
vetoed by the governor and subsequently approved by the legislature, this Act shall become
effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: __________________