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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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SB 59 Reengrossed

DIGEST  
2025 Regular Session

Reese

Present law relative to the Administrative Procedure Act, provides for the information required to be included in a notice to adopt, amend, or repeal any rule. Further provides that a statement by the legislative fiscal office shall include whether the proposed action will result in a fiscal impact.

Proposed law retains present law but provides that the legislative fiscal office shall provide a statement of the proposed action's fiscal impact.

Proposed law provides a requirement that if a proposed rule will result in the expenditure of state funds or an economic impact involving costs to regulated entities estimated at \$200,000 per year or more to \$1M over five years or more, shall not take effect unless first approved by the appropriate house and senate subject matter committees or the governor approves the final rule in writing.

Effective August 1, 2025.

(Amends R.S. 49:961(A)(2)(b); adds R.S. 49:961(E)(4))

#### Summary of Amendments Adopted by Senate

##### Committee Amendments Proposed by Senate Committee on Senate and Governmental Affairs to the original bill

1. Removes changes to emergency rules.
2. Authorizes the governor to approve the final rule in writing.

##### Senate Floor Amendments to engrossed bill

1. Provides that if the proposed rule is required by or necessary to implement legislation, any fiscal impact accounted for in the fiscal note for that legislation, shall not be considered a fiscal impact of the proposed rule.
2. Changes the fiscal impact amount from \$1M over five years or more to \$600,000 or more over 3 years".
3. Provides that a proposed rule may take effect without the approval of the oversight subcommittees if a subcommittee fails to meet and if the governor approves the final promulgation of the rule in writing.