
DIGEST

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HB 420 Original

2022 Regular Session

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Abstract: Makes technical corrections to provisions of law in Title 36 of the La. Revised Statutes of 1950, and makes structural changes to the organization of Title 36.

Proposed law provides for technical corrections to provisions of law in Title 36 of the La. Revised Statutes of 1950. Examples of such technical corrections in proposed law are:

- (1) Standardizes internal citations within Title 36 of the La. Revised Statutes of 1950.
- (2) Removal of placeholder repeal notations and renumbering the remainder of the Section.
- (3) Updating citation references that refer to repealed or re-designated Sections of law.

Organizational Changes to Title 36

When creating or placing an agency within one of the departments in the executive branch of the state government, present law defines the authority of that agency. Within present law, there are six different categories of authority, which are known as "transfer types" or "transfer type authority". Present law, Title 36, uses a "double cross-referencing" system to grant agencies authority within the executive branch. In the present law double cross-referencing system, a Section placing an agency within the executive branch department will contain a reference to the specific transfer type authority. Then, in the present law Sections governing the transfer types, there will be a reference to some, but not all, of the agencies that fall under this type.

Exceptions to the general transfer type authorities are governed by specific statutory Sections under Present law. These "exception sections" contain a reference to the general transfer type authority statute that the exception falls under. The Sections placing individual agencies with an exception to the general transfer type authority into its executive branch department will contain a reference to the exception Section, but not a reference to the general transfer type authority.

Proposed law removes the double cross-referencing system. Proposed law updates the individual agency statutes to always reference their general transfer type authority, if applicable. If an agency has an exception to the general transfer type authority, then proposed law lists the transfer type, if applicable, and the exception to the transfer type in the Section placing the agency within its executive branch department.

Present law can grant authority to an agency that is not within the transfer type system. These

agencies will have authority "as provided by law", and have their own Sections granting the agency individualized powers, duties, functions, and responsibilities within their respective Titles. Proposed law retains present law.

DISPOSITION TABLE

Name of Agency	Present law citation	Proposed law citation
Governor's office	R.S. 36:4	
Division of administration	(B)(1)(a)	(B)(1)
Office of state procurement	(B)(1)(b)	(B)(1)(a)
Division of state buildings	(B)(1)(c)	(B)(1)(b)
Office of facility planning and control, division of administration	(B)(1)(d)	(B)(1)(c)
Office of technology services	(B)(1)(e)	(B)(1)(d)
Office of the State Register	(B)(1)(j)	(B)(1)(e)
Cash Management Review Board	(B)(1)(r)	(B)(1)(f)
The Patient's Compensation Fund Oversight Board	(B)(1)(dd)	(B)(1)(g)
The Office of Group Benefits	(B)(15)	(B)(1)(h)
The La. Tax Commission	(B)(18)	(B)(1)(i)
Board of Commissioners of Camp Moore Confederate Cemetery	(B)(16)	(B)(1)(j)
Office of the state Americans with Disabilities Act Coordinator	(B)(1)(o)	(B)(1)(k)
Occupational Forecasting Conference	(B)(1)(f)	(B)(2)
Governor's Office of Homeland Security and Emergency Preparedness	(B)(1)(g)	(B)(3)

Name of Agency	<u>Present law citation</u>	<u>Proposed law citation</u>
La. Architects Selection Board	(B)(1)(k)	(B)(4)
La. Engineers Selection Board	(B)(1)(l)	(B)(5)
La. Landscape Architects Selection Board	(B)(1)(m)	(B)(6)
The Military Department, state of La.	(B)(1)(n)	(B)(7)
Law Enforcement Executive Management Institute	(B)(1)(s)	(B)(8)
La. Stadium and Exposition District	(B)(1)(u)	(B)(9)
Mental Health Advocacy Service	(B)(1)(v)	(B)(10)
La. Commission on Law Enforcement and Administration of Criminal Justice	(B)(1)(z)	(B)(11)
Council on Peace Officer Standards and Training	(B)(1)(h)	(B)(11)(a)
Crime victims Reparations Board	(B)(1)(i)	(B)(11)(b)
La. Sentencing Commission	(B)(1)(aa)	(B)(11)(c)
La. Sheriff's Executive Management Institute	(B)(1)(ff)	(B)(12)
Office of life-long learning	(B)(4)	(B)(13)
Office of civil rights	(B)(5)	(B)(14)
Office of elderly affairs and the La. Executive Board on Aging	(B)(6)	(B)(15)
Office of disability affairs	(B)(7)	(B)(16)

Name of Agency	Present law citation	Proposed law citation
Children's Cabinet, Children's Cabinet Advisory Board, Children's Trust Dedicated Fund Account, and the Council on the Status of Grandparents Raising Grandchildren	(B)(8)	(B)(17)
La. Commission on Human Rights	(B)(12)	(B)(19)
Office of the coordinator of faith-based programs	(B)(17)	(B)(20)
La. Public Defender Board	(D)	(B)(21)
Juvenile Justice Reform Act Implementation Commission	(E)	(B)(22)
Office on women's policy	(F)	(B)(23)
Governor's Office of Indian Affairs	(G)	(B)(24)
Intrastate Mutual Aid Subcommittee	(H)	(B)(25)
Office of the state inspector general	(I)	(B)(26)
Office of human trafficking prevention	(J)	(B)(27)
Drug Policy Board	(K)	(B)(28)
Office of rural development	(L)(1)	(B)(29)
La. State Interagency Coordinating Council for EarlySteps: La.'s Early Intervention Program for Infants and Toddlers with Disabilities and Their Families	(R)	(B)(30)

Name of Agency	<u>Present law</u> citation	<u>Proposed law</u> citation
La. Council on the Success of Black Men and Boys	(X)	(B)(31)
Pet Overpopulation Advisory Council	(Y)	(B)(32)
Governor's Advisory Commission on Coastal Protection, Restoration and Conservation, the Coastal Protection and Restoration Authority Board, and the Coastal Protection and Restoration Authority	(Z)	(B)(33)
Latino Commission	(AA)	(B)(34)
Rural Water Infrastructure Committee	(BB)	(B)(35)
Public Buildings Board	(B)(2)(a)	(C)
Office of the lieutenant governor	(C)	(D)
Encore La. Commission	(U)	(D)(1)
Volunteer La. Commission	(N)	(D)(2)
Office of Broadband and Connectivity	(CC)	(B)(36)
Department of State Civil Service	R.S. 36:53	
State Examiner of municipal fire and police civil service	(A)	(A)(1)
The Board of Ethics	(C)	(A)(2)
Division of administrative law	(I)	(A)(3)
State Police Service	(H)	(B)(1)
Board of Tax Appeals	(J)	(B)(2)

Name of Agency	<u>Present law citation</u>	<u>Proposed law citation</u>
Department of Environmental Quality	R.S. 36:239	
Governor's Council on Environmental Quality	(B)(1)	(A)(1)
Citizen's Advisory Board to the Governor's Council on Environmental Quality	(B)(2)	(A)(2)
Environmental Control Commission	(B)(4)	(A)(3)
Motor Fuels Underground Storage Tank Trust Fund Advisory Board	(C)	(B)
Board of Certification and Training for Solid Waste Management System Operators	(E)	(C)
La. Small Business Compliance Advisory Panel	(H)	(D)
La. Department of Health	R.S. 36:259	
Medicaid Pharmaceutical and Therapeutics Committee	(B)(10)	(B)(9)
Advisory council for the program of early identification of deaf or hard of hearing infants	(B)(11)	(B)(10)
La. Obesity Prevention and Management Commission	(B)(12)	(B)(11)
La. Sickle Cell Commission	(B)(13)	(B)(12)

Name of Agency	<u>Present law citation</u>	<u>Proposed law citation</u>
Physician Assistants Advisory Committee	(B)(14)	(B)(13)
The Respiratory Care Advisory Committee	(B)(20)	(B)(14)
La. Advisory Committee on Populations and Geographic Regions With Excessive Cancer Rates	(B)(21)	(B)(15)
Medical Education Commission	(B)(22)	(B)(16)
La. Access to Better Care Medicaid Insurance Demonstration Project Oversight Board	(B)(23)	(B)(17)
La. Developmental Disabilities Council	(B)(25)	(B)(18)
La. Commission on HIV, AIDS, and Hepatitis C Education, Prevention, and Treatment	(B)(34)	(B)(19)
Palliative Care Interdisciplinary Advisory Council	(B)(36)	(B)(20)
La. Toxic Mold Task Force	(B)(37)	(B)(21)
La. Rare Disease Advisory Council	(B)(38)	(D)(7)
Commission on Perinatal Care and Prevention of Infant Mortality	(B)(16)	(D)(1)
Governor's Council on Physical Fitness and Sports	(B)(15)	(D)(2)
Healthy Moms, Healthy Babies Advisory Council	(D)(1)	(D)(3)
La. Commission for the Deaf	(B)(18)	(D)(4)

Name of Agency	<u>Present law</u> citation	<u>Proposed law</u> citation
La. Medical Disclosure Panel	(B)(19)	(D)(5)
Water Supply and Sewerage Systems Certification Committee	(B)(17)	(D)(6)
La. Emergency Response Network Board	(B)(24)	(E)
Traumatic Head and Spinal Cord Injury Trust Fund Advisory Board	(B)(30)	(F)(1)
Clinical Laboratory Personnel Committee	(B)(31)	(F)(2)
La. Emergency Medical Services Certification Commission	(B)(32)	(F)(3)
Anatomical Board	(B)(26)	(G)(1)
Board of Commissioners of the South La. Health Services District	(B)(27)	(G)(2)
Hospital Licensing Council	(B)(29)	(G)(3)
La. Narcotics Rehabilitation Commission	(B)(33)	(G)(4)
La. State Board of Health and the La. Department of Health	(B)(35)	(G)(5)
Nursing Home Advisory Committee	(B)(28)	(G)(6)
La. Domestic Abuse Fatality Review Panel	(B)(39)	(D)(8)
Department of Natural Resources	R.S. 36:359	
Oyster Lease Damage Evaluation Board	(B)	(A)(1)

Name of Agency	<u>Present law citation</u>	<u>Proposed law citation</u>
Advisory Committee for the regulation and control of water well drillers	(C)	(A)(2)
Water Management Advisory Task Force	(L)	(A)(3)
State Department of Conservation	(D)	(B)(1)
State Mineral and Energy Board	(E)	(B)(2)
Water Resources Commission	(K)	(B)(3)
Oilfield Site Restoration Commission	(I)	(C)
Department of Public Safety and Corrections	R.S. 36:409	
The Reentry Advisory Council	(P)	(A)(1)
Task force to develop and implement an electronic media system for lien recordation and motor vehicle title information	(Q)	(A)(2)
La. State Uniform Construction Code Council	(R)	(A)(3)
Fire Prevention Board of Review	(C)(1)	(C)(1)
Fireman's Supplemental Pay Board	(C)(2)	(C)(2)
Board of Review for extra compensation for municipal police officers	(C)(3)	(C)(3)
Committee on Parole	(C)(4)	(C)(4)
Board of Pardons	(C)(5)	(C)(5)

Name of Agency	<u>Present law</u> citation	<u>Proposed law</u> citation
Volunteer Firefighters Tuition Reimbursement Board	(C)(6)	(C)(6)
Weights and Standards Police Force	(C)(8)	(C)(7)
Office of the La. oil spill coordinator	(C)(10)	(C)(8)
Liquified Petroleum Gas Commission	(H)	(C)(9)
La. State Board of Private Security Examiners	(D)	(D)(1)
La. State Board of Private Investigator Examiners	(L)	(D)(2)
La. Medical Advisory Board	(E)	(E)(1)
Prison Enterprises Board	(G)	(E)(2)
Advisory board to the Liquefied Petroleum Gas Commission	(I)	(E)(3)
La. Life Safety and Property Protection Education Board	(M)	(E)(4)
La. Manufactured Housing Commission	(J)	(G)
Emergency Response Commission	(K)	(H)
La. Gaming Control Board	(N)(1)	(I)(1)
La. Gaming Control Board Hearing Office	(N)(2)	(I)(2)
La. Truck Center	(O)	(J)
Department of Revenue	R.S. 36:459	

Name of Agency	<u>Present law citation</u>	<u>Proposed law citation</u>
La. Sales and Use Tax Commission for Remote Sellers	(A)	(A)
Department of Revenue	(C)	(C)
La. Tax Free Shopping Commission	(E)	(D)
Office of alcoholic beverage control	(F)	(E)
Division of charitable gaming control	(G)	(F)
Uniform Electronic Local Return and Remittance Advisory Committee	(H)	(G)
Department of Children and Family Services	R.S. 36:478	
La. Health and Human Resources Administration	(H)(1)	(A)(1)
State Youth Planning Advisory Commission	(H)(2)	(A)(2)
State Department of Public Welfare	(H)(3)	(A)(3)
State Board of Public Welfare	(H)(4)	(A)(4)
Department of Wildlife and Fisheries	R.S. 36:610	
Wildlife and Fisheries Commission	(B)(1)	(A)(1)
Gulf States Marine Fisheries Commission	(B)(2)	(A)(2)
Northwest Louisiana Game and Fish Preserve	(B)(3)	(A)(3)

Name of Agency	<u>Present law</u> citation	<u>Proposed law</u> citation
Iatt Lake State Game and Fish Preserve	(B)(4)	(A)(4)
Saline Lake Game and Fish Preserve	(B)(5)	(A)(5)
Nantachie Lake State Game and Fish Preserve	(B)(6)	(A)(6)
Oyster Task Force	(B)(7)	(A)(7)
Crab Task Force	(B)(8)	(A)(8)
Louisiana Shrimp Task Force	(B)(11)	(A)(9)
Louisiana Finfish Task Force	(B)(12)	(A)(10)
Bayou Bonne Idee Game and Fish Commission	(C)(2)	(B)(1)(a)
Bayou Pierre State Game and Fish Commission	(C)(3)	(B)(1)(b)
Beauregard Old River Game and Fish Preserve Commission	(C)(4)	(B)(1)(c)
Bundicks Game and Fish Commission	(C)(5)	(B)(1)(d)
Cocodrie lake Game and Fish Commission	(C)(6)	(B)(1)(e)
Lake Fields Game and Fish Management Commission	(C)(7)	(B)(1)(f)
Spanish Lake State Game and Fish Commission	(C)(9)	(B)(1)(g)
St. Martine-Lafayette Game and Fish Preserve	(C)(8)	(B)(2)(a)
Cornie Lake Game and Fish Preserve	(C)(11)	(B)(2)(b)
Turkey Creek Game and Fish Preserve	(C)(12)	(B)(2)(c)

Name of Agency	<u>Present law</u> citation	<u>Proposed law</u> citation
West Atchafalaya Floodway Game and Fish Management Preserve	(C)(13)	(B)(2)(d)
Hard Water Lake State Game and Fish Preserve	(C)(14)	(B)(2)(e)
Lake Catherine and Lake Pontchartrain Sanctuary	(D)(1)	(B)(3)(a)
Catahoula Lake Game and Fish Preserve	(D)(2)	(B)(3)(b)
Lake Bistineau State Game and Fish Preserve	(D)(3)	(B)(3)(c)
Black Bayou Game and Fish Preserve	(D)(4)	(B)(3)(d)
Cheniere Brake Fish Preserve	(D)(5)	(B)(3)(e)
Lake Fausse Point, Lake Dauterive, and Grande Avoille Cove Advisory Board	(F)	(C)(1)
Hunting and Fishing Advisory Education Council	(G)(2)	(C)(2)
Louisiana Artificial Reef Development Council	(H)	(C)(3)
Louisiana Fur Advisory Council	(I)	(C)(4)
Louisiana Alligator Advisory Council	(L)	(C)(5)
Department of the Treasury	R.S. 36:769	
State Bond Commission	(C)(1)	(B)(1)
Interim Emergency Board	(C)(2)	(B)(2)

Name of Agency	<u>Present law</u> citation	<u>Proposed law</u> citation
State Medical Disability Board	(H)	(B)(3)
La. State Employee's Retirement System	(D)(1)	(C)(1)(a)
La. State Police Retirement System	(D)(2)	(C)(1)(b)
La. School Employee's Retirement System	(D)(4)	(C)(1)(c)
Teacher's Retirement System of La.	(D)(6)	(C)(1)(d)
State Bond and Tax Board	(F)(2)	(D)
La. Deferred Compensation Commission	(I)	(E)

(Amends R.S. 27:32(A), R.S. 28:64(A)(1), R.S. 29:769(E), R.S. 36:3(intro. para.), 4(B)–(D), 53, 239, 259(A)(intro. para.), (B)(intro. para.) and (10)–(21), (C)(intro. para.), and (D), 359, 409(C), (D), (E), (F)(intro. para.), (G), (H), (I), and (J), 459, 478, 610(B) and (C), 769, 801(intro. para.), 801.1(A), 802(intro. para.), 803(A)(1) and 851(A), 901(A), and 921(A), R.S. 40:1081.8(D) and 1664.11(A)(intro. para.), and R.S. 46:2403(E); Adds R.S. 36:4(B)(36), 259(B)(9) and (D)(8), (E), (F), and (G), 409(A), and 610(A); Repeals R.S. 36:4(B)(15) and (E)–(BB), 259(B)(23)–(38), 409(K)–(R), 610(D)–(N), 801.3, 802.14, 802.15, 802.18, 803.1, 806, 807, 809, 914, 915, 917, 918, 919, 919.2, 919.3, and 919.4)