
DIGEST

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HB 447 Original

2018 Regular Session

Jay Morris

Abstract: Re-creates the Dept. of Justice and provides for a federalism division within the department.

Present law (Sunset) provides that the Dept. of Justice and all the statutory entities made a part of that department by law shall begin to terminate their operations on July 1, 2018, and that all legislative authority for such entities shall cease as of July 1, 2019, unless the legislature enacts a bill authorizing the re-creation of the department and its statutory entities prior thereto.

Proposed law provides for the general re-creation of the Dept. of Justice and its statutory entities, effective June 30, 2018, in accordance with the "sunset" law. Proposed law supersedes the provisions of this "sunset" law which set out the procedure for review and re-creation and which require a separate bill to re-create each statutory entity within the department along with additional provisions. Proposed law makes July 1, 2024, the new termination date and termination would begin July 1, 2023, unless the department is re-created again.

Present law provides that the Dept. of Justice is comprised of the following divisions: the civil division, the public protection division, the criminal division, the investigation division, the litigation division, the gaming division, the federalism division, and the administrative services division. Proposed law provides that there shall also be a federalism division in the department, which shall be responsible for the appellate work of the state relating to federal litigation, multistate actions, amicus briefs, and other complex litigation as determined by the attorney general.

Effective June 30, 2018.

(Amends R.S. 36:701(D)(1) and 704; Adds R.S. 49:191(11); Repeals R.S. 49:191(8)(k))