
SENATE COMMITTEE AMENDMENTS

2021 Regular Session

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 136 by Senator Fred Mills

1 AMENDMENT NO. 1

2 On page 1, line 6, change "R.S. 49:953.1" to "R.S. 49:951(8) and 953.1"

3 AMENDMENT NO. 2

4 On page 8, line 7, change "R.S. 49:953.1 is" to "R.S. 49:951(8) and 953.1 are"

5 AMENDMENT NO. 3

6 On page 8, between lines 7 and 8 insert the following:

7 "§951. Definitions

8 As used in this Chapter:

9 * * *

10 **(8) "Preamble" means a brief explanation of the basis and**
11 **rationale for the intended administrative rulemaking action including a**
12 **summary of the information and data supporting the intended action.**

13 * * *"

14 AMENDMENT NO. 4

15 On page 9, line 5, after "(2)" delete the remainder of the line, delete lines 6 through 8, and
16 on line 9, delete "**order to satisfy the criteria for an emergency rule.**"

17 AMENDMENT NO. 5

18 On page 9, line 24, change "**twenty**" to "**eighty**"

19 AMENDMENT NO. 6

20 On page 9, line 25, change "**may be repromulgated**" to "**shall be adopted**"

21 AMENDMENT NO. 7

22 On page 9, line 27, after "**disaster**" change "**or**" to a comma and after "**emergency**" insert
23 "**, or an ongoing emergency as authorized by the legislature, governor, or other**
24 **provision of law**"

25 AMENDMENT NO. 8

26 On page 9, delete lines 28 and 29 and insert the following:

27 **"the agency may concurrently proceed with the adoption of an identical**
28 **rule pursuant to the procedure provided for in R.S. 49:953(A).**

29 **B.(1) No later than five days after the adoption of an emergency**
30 **rule, the agency shall provide notice in writing of its emergency action**
31 **along with a copy of the emergency rule. The notice shall contain, at a**
32 **minimum, all of the following:**

33 **(a) A preamble which states the specific provision or provisions**
34 **of Paragraph (A)(1) of this Section the agency is citing as cause for**
35 **emergency rulemaking and the specific facts and detailed reasoning for**
36 **emergency rulemaking in order to satisfy the criteria for an emergency**
37 **rule.**

1 **(b) The name of the person within the agency who has the**
2 **responsibility for responding to inquiries about the action.**

3 **(c) A statement that the intended action complies with the**
4 **statutory law administered by the agency, including a citation of the**
5 **enabling legislation.**

6 AMENDMENT NO. 9

7 On page 10, delete line 1, and insert "**(2)(a) The notice required in Paragraph (1) of this**
8 **Subsection**"

9 AMENDMENT NO. 10

10 On page 10, line 2, change "**submitted**" to "**transmitted**"

11 AMENDMENT NO. 11

12 On page 10, line 4, after "**Register**" delete the remainder of the line and delete lines 5
13 through 9 and insert "**in accordance with each entity's transmittal policy.**"

14 AMENDMENT NO. 12

15 On page 10, line 10, change "**(2) Within five days of**" to "**(b) No later than five days after**
16 **the**"

17 AMENDMENT NO. 13

18 On page 10, line 11, change "**mail**" to "**transmit**" and change "**emergency rule**" to "**notice**
19 **required in Paragraph (1) of this Subsection**"

20 AMENDMENT NO. 14

21 On page 11, line 1, change "**Paragraph (A)(1)**" to "**Subsection A**"

22 AMENDMENT NO. 15

23 On page 11, line 8, change "**statement**" to "**notice**" and change "**Paragraph (A)(2)**" to
24 **Subsection B**"

25 AMENDMENT NO. 16

26 On page 11, line 12, change "**Paragraph (A)(1)**" to "**Subsection A**"

27 AMENDMENT NO. 17

28 On page 11, line 13, after "**also**" delete the remainder of the line and delete line 14 and insert
29 **make the following determinations:**"

30 AMENDMENT NO. 18

31 On page 11, line 23, change "**statement**" to "**notice**" and change "**Paragraph (A)(2)**" to
32 **Subsection B**"

33 AMENDMENT NO. 19

34 On page 11, at the end of line 28, insert a period and delete line 29