

ACT No. 20

2021 Regular Session

HOUSE BILL NO. 260

BY REPRESENTATIVE GREGORY MILLER

1 AN ACT

2 To amend and reenact R.S. 3:732(A) and 2054(A), R.S. 17:2048.61(B), R.S. 23:1294(A)(1),
3 R.S. 25:379(A), 379.2(B)(4), 380(A), 380.2(B)(4), 380.21(A), 380.23(B)(6),
4 380.51(A), 380.53(B)(6), 380.81(A), 380.83(B)(6), 380.91(A), 380.93(B)(6),
5 380.151(A), 380.153(B)(6), R.S. 36:4.1(C), (D), and (E), 109, 209, 309, 509, 629,
6 651, 686, 744, 801(introductory paragraph), 801.1(A), 802(introductory paragraph),
7 803(A)(1), 851(A), 901(A), and 921(A), R.S. 42:808(A)(6), R.S. 51:1253(3), and
8 Section 3 of Act No. 180 of the 2020 Regular Session of the Legislature, to enact
9 R.S. 36:4.1(B), and to repeal R.S. 36:4.1(F) and (G), 801.2, 801.5, 801.6, 801.7,
10 801.9, 801.12, 801.15, 801.16, 801.22, 802.1, 802.2, 802.3, 802.6, 802.7, 802.10,
11 802.12, 802.16, 802.19, 802.21, 851.1, 908, 909, 910, 911, 912, 913, 919.1, 919.6,
12 and 919.9, relative to providing corrections for Title 36 of the Louisiana Revised
13 Statutes of 1950; to provide for technical corrections; to provide for re-organization
14 of the structure of Title 36; and to provide for related matters.

15 Be it enacted by the Legislature of Louisiana:

16 Section 1. R.S. 3:732(A) and 2054(A) are hereby amended and reenacted to read as
17 follows:

18 §732. Livestock Brand Commission

19 A. The Livestock Brand Commission is hereby created within the
20 Department of Agriculture and Forestry. Notwithstanding any provision of this Part
21 or of any other law to the contrary, the commission shall exercise and perform its

1 powers, duties, functions, and responsibilities as provided by ~~R.S. 36:629(D)(1)~~ R.S.
2 36:629(C). The commission shall be domiciled in Baton Rouge.

3 * * *

4 §2054. Creation and organization

5 A. The Louisiana Beef Industry Council is hereby created and shall be within
6 the Department of Agriculture and Forestry as provided for agencies transferred to
7 the department by ~~R.S. 36:629(E)~~ R.S. 36:629(D).

8 * * *

9 Section 2. R.S. 17:2048.61(B) is hereby amended and reenacted to read as follows:

10 §2048.61. Simulation Medical Training and Education Council for Louisiana;
11 creation; membership

12 * * *

13 B. There is hereby created in the Department of Education, under the
14 jurisdiction of the Board of Regents, the Simulation Medical Training and Education
15 Council for Louisiana, hereafter referred to as "council". The council shall be placed
16 under the Louisiana Health Works Commission and shall exercise and perform its
17 powers, duties, functions, and responsibilities in the manner provided for agencies
18 transferred in accordance with the provisions of ~~R.S. 36:801.5~~ R.S. 36:651(L).

19 * * *

20 Section 3. R.S. 23:1294(A)(1) is hereby amended and reenacted to read as follows:

21 §1294. Workers' Compensation Advisory Council

22 A.(1) The Workers' Compensation Advisory Council is hereby created
23 within the Louisiana Workforce Commission pursuant to ~~R.S. 36:309(C)(4)~~ R.S.
24 36:309(B).

25 * * *

26 Section 4. R.S. 25:379(A), 379.2(B)(4), 380(A), 380.2(B)(4), 380.21(A),
27 380.23(B)(6), 380.51(A), 380.53(B)(6), 380.81(A), 380.83(B)(6), 380.91(A), 380.93(B)(6),
28 380.151(A), and 380.153(B)(6) are hereby amended and reenacted to read as follows:

1 §379. Establishment and location; purpose and use

2 A. The facility known prior to June 6, 1991, as the Louisiana State Museum-
3 Shreveport is hereby renamed the Louisiana State Exhibit Museum. The Louisiana
4 State Exhibit Museum is established as a facility in the city of Shreveport under the
5 overall jurisdiction of the Department of State, as more specifically provided in this
6 Chapter and in ~~R.S. 36:801.6~~ R.S. 36:744(F).

7 * * *

8 §379.2. Duties and powers of the board

9 * * *

10 B. The board shall:

11 * * *

12 (4) Advise the secretary of state on all matters relating to the operations of
13 the Louisiana State Exhibit Museum and shall have such other functions as are
14 otherwise provided in this Chapter and ~~R.S. 36:801.6~~ R.S. 36:744(F).

15 * * *

16 §380. Establishment and location; purpose and use

17 A. The Louisiana State Cotton Museum is established as a facility in the
18 parish of East Carroll under the overall jurisdiction of the Department of State, as
19 more specifically provided in this Chapter and in ~~R.S. 36:801.7~~ R.S. 36:744(F).

20 * * *

21 §380.2. Duties and powers of the board

22 * * *

23 B. The board shall:

24 * * *

25 (4) Advise the secretary of state on all matters relating to the operations of
26 the Louisiana State Cotton Museum and shall have such other functions as are
27 otherwise provided in this Chapter and ~~R.S. 36:801.7~~ R.S. 36:744(F).

28 * * *

1 §380.21. Establishment and location; purpose and use

2 A. The Louisiana State Oil and Gas Museum is established as a facility in
3 the parish of Caddo under the overall jurisdiction of the Department of State as more
4 specifically provided in this Chapter and in ~~R.S. 36:801.9~~ R.S. 36:744(F).

5 * * *

6 §380.23. Duties and powers of the board

7 * * *

8 B. The board shall:

9 * * *

10 (6) Perform such other functions as are otherwise provided in this Chapter
11 and ~~R.S. 36:801.9~~ R.S. 36:744(F).

12 * * *

13 §380.51. Establishment and location; purpose and use

14 A. The Louisiana Delta Music Museum is established as a facility in the
15 town of Ferriday, parish of Concordia, under the overall jurisdiction of the
16 Department of State as more specifically provided in this Chapter and in ~~R.S.~~
17 ~~36:801.12~~ R.S. 36:744(F).

18 * * *

19 §380.53. Duties and powers of the board

20 * * *

21 B. The board shall:

22 * * *

23 (6) Perform such other functions as are otherwise provided by this Chapter
24 and ~~R.S. 36:801.12~~ R.S. 36:744(F).

25 * * *

26 §380.81. Establishment and location; purpose and use

27 A. The Tioga Heritage Park and Museum, referred to in this Chapter as the
28 "museum", is established as a facility in the parish of Rapides under the overall

1 jurisdiction of the Department of State as more specifically provided in this Chapter
2 and in ~~R.S. 36:801.15~~ R.S. 36:744(F).

3 * * *

4 §380.83. Duties and powers of the board

5 * * *

6 B. The board shall:

7 * * *

8 (6) Perform such other functions as are otherwise provided by this Chapter
9 and ~~R.S. 36:801.15~~ R.S. 36:744(F).

10 * * *

11 §380.91. Establishment and location; purpose and use

12 A. The Mansfield Female College Museum is established as a facility in the
13 town of Mansfield, parish of DeSoto, under the overall jurisdiction of the
14 Department of State as more specifically provided in this Chapter and in ~~R.S.~~
15 ~~36:801.16~~ R.S. 36:744(F).

16 * * *

17 §380.93. Duties and powers of the board

18 * * *

19 B. The board shall:

20 * * *

21 (6) Perform such other functions as are otherwise provided by this Chapter
22 and ~~R.S. 36:801.16~~ R.S. 36:744(F).

23 * * *

24 §380.151. Establishment and location; purpose and use

25 A. The Germantown Colony Museum is established as a facility in the parish
26 of Webster, under the overall jurisdiction of the Department of State as more
27 specifically provided in this Chapter and in ~~R.S. 36:801.22~~ R.S. 36:744(F).

28 * * *

29 §380.153. Duties and powers of the board

30 * * *

1 B. The board shall:

2 * * *

3 (6) Perform such other functions as are otherwise provided by this Chapter
4 and ~~R.S. 36:801.22~~ R.S. 36:744(F).

5 * * *

6 Section 5. R.S.36:4.1(C), (D), and (E), 109, 209, 309, 509, 629, 651, 686, 744,
7 801(introductory paragraph), 801.1(A), 802(introductory paragraph), 803(A)(1), 851(A),
8 901(A), and 921(A) are hereby amended and reenacted and R.S. 36:4.1(B) is hereby enacted
9 to read as follows:

10 §4.1. Agencies transferred from the Department of Economic Development to the
11 office of the governor; agencies placed within the office of the governor

12 * * *

13 ~~Ⓒ.~~ B. The following agencies are hereby placed within the office of the
14 governor and shall perform and exercise their powers, duties, functions, and
15 responsibilities as provided in R.S. 36:801.1:

16 (1) The Office of Financial Institutions (R.S. 6:101 et seq.) ~~is hereby placed~~
17 ~~within the office of the governor and shall perform and exercise its powers, duties,~~
18 ~~functions, and responsibilities as provided in R.S. 36:801.1.~~ (2) The Office of
19 Financial Institutions shall be a separate budget unit within the office of the
20 governor.

21 (2) The Louisiana State Racing Commission (R.S. 4:141 et seq.).

22 ~~Ⓓ.~~ C. The following agencies, as defined in R.S. 36:3, are hereby transferred
23 to and shall be placed within the office of the governor and shall perform and
24 exercise their powers, duties, functions, and responsibilities as provided in R.S.
25 36:803:

26 (1) The Louisiana Cemetery Board (R.S. 8:61 through 78).

27 (2) State Board of Certified Public Accountants of Louisiana (R.S. 37:71 et
28 seq.).

29 (3) State Board of Architectural Examiners (R.S. 37:141 et seq.).

30 (4) Louisiana Real Estate Commission (R.S. 37:1430 et seq.).

1 (5) Louisiana State Board of Home Inspectors (R.S. 37:1471 et seq.).

2 (6) State Licensing Board for Contractors (R.S. 37:2150 et seq.).

3 ~~(8)~~ (7) Board of Examiners of Certified Shorthand Reporters (R.S. 37:2551
4 et seq.).

5 ~~(9)~~ (8) Louisiana Auctioneers Licensing Board (R.S. 37:3101 et seq.).

6 ~~(10)~~ (9) State Board of Examiners of Interior Designers (R.S. 37:3171 et
7 seq.).

8 ~~(11)~~ (10) Louisiana Real Estate Appraisers Board (R.S. 37:3391 et seq.).

9 ~~(12)~~ (11) The State Boxing and Wrestling Commission (R.S. 4:61 et seq.).

10 ~~(13)~~ (12) Louisiana Motor Vehicle Commission (R.S. 32:1251 et seq.).

11 ~~(14)~~ (13) Louisiana Used Motor Vehicle Commission (R.S. 32:781 et seq.).

12 ~~(15)~~ (14) Louisiana State Polygraph Board (R.S. 37:2831 et seq.),
13 notwithstanding the provisions of Chapter 36-A of Title 37 to the contrary.

14 ~~(16)~~ (15) The Louisiana State Board of Cosmetology (R.S. 37:561 et seq.).

15 E. D. The Department of Occupational Standards (R.S. 37:1-15) is hereby
16 abolished and its powers, duties, functions, and responsibilities are transferred to the
17 governor, through the commissioner of administration, in the office of the governor
18 and hereafter shall be exercised and performed as provided in ~~Part IV of Chapter 22~~
19 ~~of this Title~~ R.S. 36:921 et seq.

20 F. E. Not later than the first day of January in each year, each entity
21 transferred or placed in the office of the governor pursuant to this Section shall
22 submit a copy of its proposed budget for the ensuing fiscal year to each chairman of
23 the House Committee on Commerce and the Senate Committee on Commerce,
24 Consumer Protection, and International Affairs, pursuant to R.S. 39:1335.

25 * * *

26 §109. Transfer of boards, commissions, departments, and agencies to Department
27 of Economic Development

28 ~~B. The following agencies are transferred to the Department of Economic~~
29 ~~Development and shall exercise their powers, duties, functions, and responsibilities~~
30 ~~in the manner provided in R.S. 36:801.~~

1 F. A. The Board of Commerce and Industry (Article XIV, Section 14(b.2)
 2 of the 1921 Louisiana Constitution made statutory by Article XIV, Section 16(A)(10)
 3 of the 1974 Louisiana Constitution; R.S. 51:921-946; R.S. 47:3201-3206) is
 4 transferred to and hereafter shall be within the Department of Economic
 5 Development, ~~as provided in R.S. 36:908~~ in accordance with the provisions of R.S.
 6 36:901, except that the Board of Commerce and Industry shall continue to exercise
 7 those powers, duties, and functions with respect to the granting of tax exemptions for
 8 new manufacturing establishments or extensions thereof which it is authorized by the
 9 Constitution of Louisiana or by law to exercise.

10 B. The following agencies are placed within the Department of Economic
 11 Development and shall perform and exercise their powers, duties, functions, and
 12 responsibilities as provided by law:

- 13 (1) The office of entertainment industry development (R.S. 51:938.1).
- 14 (2) The office of international commerce and the Louisiana Board of
 15 International Commerce (R.S. 51:3131 et seq.).
- 16 (3) The Louisiana Military Advisory Council (R.S. 29:61 et seq.).

17 G. C. ~~The following agencies, as defined by R.S. 36:3, are~~ Department of
 18 Commerce and Industry (R.S. 51:921-938) is hereby abolished and their ~~its~~ powers,
 19 duties, functions, and responsibilities are transferred to the secretary of the
 20 Department of Economic Development and hereafter shall be exercised and
 21 performed as provided in ~~Part IV of Chapter 22 of this Title:~~ R.S. 36:921 et seq.

22 ~~(1) Department of Commerce and Industry (R.S. 51:921-51:938)~~

23 ~~J. The office of entertainment industry development (R.S. 51:938.1) is~~
 24 ~~placed within the Department of Economic Development and shall exercise and~~
 25 ~~perform its functions, duties, and responsibilities as provided by law.~~

26 N. D. The Louisiana Economic Development Corporation and its board of
 27 directors (R.S. 51:2311 et seq.) are placed within the Department of Economic
 28 Development and shall exercise and perform their duties, powers, functions, and
 29 responsibilities in the manner provided for agencies transferred in accordance with
 30 R.S. 36:801.

1 (1) Louisiana Archaeological Survey and Antiquities Commission (R.S.
2 41:1601 et seq.).

3 (2) State Parks and Recreation Commission (R.S. 56:1681 et seq.).

4 ~~D. The State Board of Library Examiners (R.S. 25:222-25:223) is hereby~~
5 ~~transferred to and hereafter shall be within the Department of Culture, Recreation~~
6 ~~and Tourism, as provided in R.S. 36:803.~~

7 E. (3) The Board of Directors of the Louisiana State Museum, previously the
8 ~~Board of Managers of the Louisiana State Museum (R.S. 25:341 et seq.) is~~
9 ~~transferred to and hereafter shall be within the Department of Culture, Recreation~~
10 ~~and Tourism as provided in R.S. 36:909. The board shall continue to exercise those~~
11 ~~powers, duties, and functions with respect to accessions, deaccessions, loans, and~~
12 ~~conservation of the buildings, collections, and exhibitions of the Louisiana State~~
13 ~~Museum which it is authorized by law to exercise, all in accordance with~~
14 ~~professional museum practices as established by the American Association of~~
15 ~~Museums, except as otherwise provided by law; and the members of the board shall~~
16 ~~continue to serve as trustees for the William Irby Trust.~~

17 F. (4) The Board of Commissioners of the State Library of Louisiana (R.S.
18 ~~25:2 et seq.) is transferred to and hereafter shall be within the Department of Culture,~~
19 ~~Recreation and Tourism, as provided in R.S. 36:910. The board shall continue to~~
20 ~~select the state librarian in accordance with law.~~

21 G. (5) The Louisiana State Arts Council (R.S. 25:891 et seq.) is transferred
22 ~~to and hereafter shall be within the Department of Culture, Recreation and Tourism,~~
23 ~~as provided in R.S. 36:911. The council shall have authority to approve or~~
24 ~~disapprove the awarding of grants pursuant to applications submitted to the~~
25 ~~department for funding from funds made available from the National Endowment for~~
26 ~~the Arts and such other funds as are made available to the council. The council shall~~
27 ~~further have the authority necessary to administer the juried Louisiana native crafts~~
28 ~~program, including the authority to appoint a crafts panel and to approve the use, and~~
29 ~~disallow the continued use, of the logo assuring the quality of a Louisiana~~
30 ~~craftperson's craft, as further provided in R.S. 25:897 through 900.~~

1 (6) The Louisiana National Register Review Committee (R.S. 25:901 et
2 seq.).

3 (7) The Louisiana Folklife Commission (R.S. 25:821 et seq.).

4 (8) The Louisiana Tourism Development Commission (R.S. 51:1251 et seq.
5 and R.S. 48:271). The commission shall continue to exercise those powers, duties,
6 and functions with respect to financial assistance to eligible tourist promotion
7 agencies; it shall nominate applicants for the position of assistant secretary of the
8 office of tourism for the governor's consideration for appointment; it shall review
9 and advise on the selection of promotions and advertising contracts; and it shall
10 make recommendations to and approve the annual plan for tourism marketing, all as
11 provided by law.

12 (9) The Louisiana Civil Rights Museum Advisory Board (R.S. 25:841 et
13 seq.). The board shall exercise and perform its powers, duties, functions, and
14 responsibilities in accordance with accepted standards of museum operations and
15 practices as established by the American Association of Museums.

16 H. B. The following agencies, ~~as defined by R.S. 36:3~~, are hereby abolished
17 and their powers, duties, functions, and responsibilities are transferred to the
18 secretary of the Department of Culture, Recreation and Tourism and hereafter shall
19 be exercised and performed as provided in ~~Part IV of Chapter 22 of this Title~~ R.S.
20 36:921 et seq.:

21 (1) State Art, Historical and Cultural Preservation Agency (R.S. 25:801 et
22 seq.)

23 ~~(4) State Library of Louisiana (R.S. 25:1, 5-7, and 10-16)~~

24 ~~(5) (2) Toledo Bend Forest Scenic Drive Commission (R.S. 48:1401 et seq.)~~

25 ~~(6) (3) Louisiana Art Commission (R.S. 25:301 et seq.)~~

26 ~~(10) (4) Louisiana Historical Preservation and Cultural Commission (R.S.~~
27 ~~25:521 et seq.)~~

28 ~~(13) (5) Orleans Parish Landmarks Commission (R.S. 25:381-382)~~

29 ~~J. The Louisiana National Register Review Committee (R.S. 25:901 et seq.)~~
30 ~~is placed within the Department of Culture, Recreation and Tourism and shall~~

1 exercise and perform its powers, duties, functions, and responsibilities in the manner
 2 provided for agencies transferred in accordance with the provisions of Part III of
 3 Chapter 22 of this Title.

4 ~~K.~~ C. The following agencies are hereby placed within the Department of
 5 Culture, Recreation and Tourism and shall exercise and perform their powers, duties,
 6 functions, and responsibilities in accordance with the provisions of R.S. 36:801.1:

7 (1) The Louisiana Naval War Memorial Commission (R.S. 25:1000 et seq.)
 8 is placed within the Department of Culture, Recreation and Tourism and shall
 9 exercise and perform its powers, duties, functions, and responsibilities in the manner
 10 provided for agencies transferred in accordance with the provisions of R.S. 36:801.1.

11 ~~L.~~ The Louisiana Folklife Commission (R.S. 25:821 et seq.) is placed within
 12 the Department of Culture, Recreation and Tourism and shall perform and exercise
 13 its powers, duties, functions, and responsibilities in the manner provided for agencies
 14 transferred in accordance with the provisions of Part III of Chapter 22 of this Title.

15 ~~M.(1)~~ The Atchafalaya Trace Commission, as more specifically provided in
 16 R.S. 25:1221 et seq., shall be placed within the Department of Culture, Recreation
 17 and Tourism as provided for agencies transferred in accordance with R.S. 36:802.3.

18 ~~N.~~ (2) The Kenner Naval Museum Commission (R.S. 25:1005 et seq.) is
 19 placed within the Department of Culture, Recreation and Tourism and shall exercise
 20 and perform its powers, duties, functions, and responsibilities in the manner provided
 21 for agencies transferred in accordance with the provisions of R.S. 36:801.1.

22 ~~Θ.~~ (3) The New Orleans City Park Improvement Association and its board
 23 of commissioners (Act No. 130 of 1896; Act No. 104 of 1934; Act No. 492 of 1958;
 24 Act No. 405 of 1962; Act No. 865 of 1982; Act No. 569 of 1989; Act No. 13 of 1998
 25 First Extraordinary Session; Act No. 395 of 2006) is transferred to the Department
 26 of Culture, Recreation and Tourism and shall exercise and perform its powers,
 27 duties, functions, and responsibilities as provided for agencies transferred in
 28 accordance with the provisions of R.S. 36:801.1.

1 ~~P. The Louisiana Tourism Development Commission (R.S. 51:1251 et seq.~~
 2 ~~and R.S. 48:271) is hereby transferred to and shall hereafter be within the~~
 3 ~~Department of Culture, Recreation and Tourism, as provided in R.S. 36:912.~~

4 ~~R. (4) The Council for the Development of French in Louisiana (R.S. 25:651~~
 5 ~~et seq.) is placed within the Department of Culture, Recreation and Tourism and~~
 6 ~~shall exercise and perform its powers, duties, functions, and responsibilities in the~~
 7 ~~manner provided for agencies transferred in accordance with the provisions of R.S.~~
 8 ~~36:801.1.~~

9 ~~V. The Edward Douglass White Historic Site (R.S. 25:380.10 et seq.) is~~
 10 ~~placed within the office of the state museum of the Department of Culture,~~
 11 ~~Recreation and Tourism as provided in R.S. 36:801.8 and R.S. 25:380.10 et seq.~~

12 ~~W. The following museums shall be placed within the office of the state~~
 13 ~~museum of the Department of Culture, Recreation and Tourism and shall exercise~~
 14 ~~their powers, duties, functions, and responsibilities as provided in R.S. 36:851.1:~~

15 ~~(1) The Natchitoches Parish Old Courthouse Museum (R.S.~~
 16 ~~25:342(B)(3)(h)).~~

17 ~~(2) The Louisiana Political Museum and Hall of Fame (R.S. 25:342(B)(3)(c),~~
 18 ~~352, and 380.141 et seq.).~~

19 ~~(3) The Louisiana Forestry Museum (R.S. 25:342(B)(3)(d), R.S. 25:352).~~

20 ~~(4) The Louisiana Sports Hall of Fame (R.S. 25:342(B)(3)(e), R.S. 25:353).~~

21 ~~(5) The Winn Parish Museum (R.S. 25:342(B)(3)(f), R.S. 25:352).~~

22 ~~X. D. The following agencies are hereby placed within the Department of~~
 23 ~~Culture, Recreation and Tourism and shall exercise and perform their powers, duties,~~
 24 ~~functions, and responsibilities in accordance with the provisions of R.S. 36:802:~~

25 ~~(1) The Louisiana Byways Commission (R.S. 56:1948.11 et seq.)₂ is placed~~
 26 ~~within the Department of Culture, Recreation and Tourism and shall exercise and~~
 27 ~~perform its powers, duties, functions, and responsibilities as provided for agencies~~
 28 ~~transferred in accordance with R.S. 36:802.19 except that the commission may~~
 29 ~~appoint the Louisiana Byways Program coordinator and one additional employee as~~
 30 ~~provided in R.S. 56:1948.12(D).~~

1 (3) The Coastal Port Advisory Authority (R.S. 34:3551 et seq.) shall be
 2 placed within the office of multimodal planning, Department of Transportation and
 3 Development.

4 ~~E. B.~~ B. The Louisiana Professional Engineering and Land Surveying Board
 5 (R.S. 37:681 et seq.) is transferred to and hereafter shall be within the Department
 6 of Transportation and Development, as provided in R.S. 36:803.

7 ~~F. C.~~ C. The following agencies, ~~as defined in R.S. 36:3,~~ are hereby abolished,
 8 and their powers, duties, functions, and responsibilities are transferred to the
 9 secretary of the Department of Transportation and Development and hereafter shall
 10 be exercised and performed as provided in ~~Part IV of Chapter 22 of this Title~~ R.S.
 11 36:921 et seq.:

12 ~~(2) (1)~~ (1) The Department of Highways (Article VI, Sections 19, 19.2, 19.3,
 13 19.4, 22(1), and 23 of 1921 Louisiana Constitution, made statutory by Article XIV,
 14 Section 16(A)(3) of 1974 Louisiana Constitution and such provisions of Title 48 of
 15 the Louisiana Revised Statutes of 1950 as apply to the abolished department)

16 ~~(3) (2)~~ (2) Department of Public Works (R.S. 38:1 and such provisions of Title
 17 38 of the Louisiana Revised Statutes of 1950 as apply to the abolished department)

18 ~~(4) (3)~~ (3) The Board of Public Works (R.S. 38:7; 38:16)

19 ~~(5) (4)~~ (4) The State Board of Highways (Article VI, Sections 19, 19.2, 19.3,
 20 19.4, 22(1), and 23 of the 1921 Louisiana Constitution, made statutory by Article
 21 XIV, Section 16(A)(3) of the 1974 Louisiana Constitution, and such provision of
 22 Title 48 of the Louisiana Revised Statutes of 1950 as directly relate to said board)

23 ~~(8) (5)~~ (5) Louisiana Expressway Authority (R.S. 48:1251 et seq.)

24 ~~(9) (6)~~ (6) Larose-Lafitte Toll Road Authority (Act No. 335 of 1964 Regular
 25 Session)

26 ~~(10) (7)~~ (7) South Central Louisiana Toll Road Authority (Act No. 35 of 1969
 27 Regular Session)

28 ~~(11) (8)~~ (8) The Mississippi River Bridge Authority;

29 ~~H. D.~~ D. The Mississippi River Parkway Commission of Louisiana (R.S. 48:101
 30 et seq.) is placed within the Department of Transportation and Development and

1 shall exercise and perform its powers, duties, functions, and responsibilities as
2 provided for agencies transferred in accordance with the provisions of ~~Part III of~~
3 ~~Chapter 22 of this Title~~ R.S. 36:901 et seq.

4 ~~K. E.~~ E. The Louisiana Transportation Authority (R.S. 48:2071 et seq.) is
5 placed within the Department of Transportation and Development and shall perform
6 and exercise its powers, duties, functions, and responsibilities in the manner provided
7 for agencies transferred in accordance with the provisions of R.S. 36:801.

8 ~~L. The Offshore Terminal Authority (R.S. 34:3101 et seq.) is transferred to~~
9 ~~and hereafter shall be within the Department of Transportation and Development, as~~
10 ~~provided by law.~~

11 ~~Ø. F.~~ F. The following agencies are placed within the Department of
12 Transportation and Development and shall perform and exercise their powers, duties,
13 functions, and responsibilities in accordance with the provisions of R.S. 36:801.1:

14 (1) The Sabine River Authority, state of Louisiana (Article XIV, Section 45
15 of 1921 Louisiana Constitution, made statutory by Article XIV, Section 16(A)(10)
16 of 1974 Louisiana Constitution; R.S. 38:2321 et seq.) ~~is placed within the~~
17 ~~Department of Transportation and Development and shall perform and exercise its~~
18 ~~powers, duties, functions, and responsibilities in the manner provided for agencies~~
19 ~~transferred in accordance with the provisions of R.S. 36:801.1.~~

20 ~~Ø. (2)~~ (2) The Poverty Point Reservoir District (R.S. 38:3087.1 et seq.) ~~is placed~~
21 ~~within the Department of Transportation and Development and shall perform and~~
22 ~~exercise its powers, duties, functions, and responsibilities in the manner provided for~~
23 ~~agencies transferred in accordance with the provisions of R.S. 36:801.1.~~

24 ~~U. The Coastal Port Advisory Authority (R.S. 34:3551 et seq.) shall be~~
25 ~~placed within the office of multimodal planning, Department of Transportation and~~
26 ~~Development, and shall perform its duties, functions, and responsibilities in the~~
27 ~~manner provided by law.~~

28 * * *

1 §629. Transfer of boards, commissions, departments, and agencies to the
2 Department of Agriculture and Forestry

3 ~~B.~~ A. For purposes of this Chapter, references in Chapters 22 and 24 of this
4 Title to "secretary" shall refer to the commissioner of agriculture and forestry,
5 references to the "undersecretary" shall refer to the assistant commissioner for
6 management and finance, references to an "assistant secretary" shall refer to an
7 assistant commissioner, except the assistant commissioner for management and
8 finance.

9 ~~C.~~ B. The following agencies ~~as defined by R.S. 36:3~~ are transferred to and
10 hereafter shall be within the Department of Agriculture and Forestry as provided in
11 ~~R.S. 36:802.3~~ R.S. 36:802, except that they shall continue to appoint their own
12 director and assistant director or personnel to fill comparable positions as authorized
13 by law:

14 ~~(1)~~ (1) Structural Pest Control Commission (R.S. 3:3361 et seq.).
15 ~~(2)~~ (2) Louisiana Board of Animal Health (R.S. 3:2091 et seq. and other
16 provisions of Title 3 of the Louisiana Revised Statutes of 1950 that apply to the
17 board). Notwithstanding the provisions of ~~R.S. 36:802.3~~ this Subsection, the
18 Louisiana Board of Animal Health shall serve solely in an advisory capacity with
19 respect to the meat inspection program, as provided in R.S. 3:4222(C).

20 ~~(3)~~ (3) Louisiana Commission of Weights and Measures (R.S. 3:4601 et
21 seq.).

22 ~~(4)~~ (4) The Louisiana Animal Control Advisory Task Force (R.S. 3:2364).

23 ~~(5)~~ (5) The Louisiana Aquatic Chelonian Research and Promotion Board (R.S.
24 3:559.21 et seq.).

25 ~~D.~~ C. The following agencies, ~~as defined by R.S. 36:3~~, are transferred to and
26 hereinafter shall be within the Department of Agriculture and Forestry, as provided
27 in ~~R.S. 36:913~~ R.S. 36:901 et seq., except that the agencies shall continue to appoint
28 their own directors and assistant directors or personnel to fill comparable positions
29 as provided by law:

30 (1) Livestock Brand Commission (R.S. 3:731 et seq.)

(2) Louisiana Advisory Commission on Pesticides (R.S. 3:3211 et seq.)

~~E. D.~~ The following agencies, ~~as defined by R.S. 36:3,~~ are transferred to and hereinafter shall be within the Department of Agriculture and Forestry, as provided in ~~R.S. 36:802.1~~ R.S. 36:802, except that the commissioner of agriculture shall return all funds that he collects for the agency, including proceeds from assessments and license fees, to the agency less the actual cost of collecting the assessment or license fee. Each such agency shall continue to control its own funds subject to the budgetary review of the commissioner of agriculture and the deputy commissioner for management and finance. In addition, each of the agencies provided for in this Paragraph shall continue to appoint its own director and assistant director or personnel to fill comparable positions as authorized by law:

(1) Louisiana Egg Commission (R.S. 3:835 et seq.)

~~(2)~~ (2) Louisiana Rice Promotion Board (R.S. 3:3531 et seq.)

~~(3)~~ (3) Louisiana Rice Research Board (R.S. 3:3541 et seq.)

~~(4)~~ (4) Louisiana Soybean and Grain Research and Promotion Board (R.S. 3:3551 et seq.):

~~(5)~~ (5) Louisiana Strawberry Marketing Board (R.S. 3:730.1 et seq.)

~~(6)~~ (6) Louisiana Beef Industry Council (R.S. 3:2051 et seq.)

~~(7)~~ (7) Louisiana Crawfish Promotion and Research Board (R.S. 3:556.1 et seq.)

~~F. E.~~ The Louisiana Sweet Potato Advertising and Development Commission (R.S. 3:1741 et seq.) is hereby transferred to and hereafter shall be within the Department of Agriculture and Forestry as provided in ~~R.S. 36:802.2~~ R.S. 36:802, except that the commissioner of agriculture shall return all funds that he collects for the agency, including proceeds from assessments and license fees, to the agency less the actual cost of collecting the assessment or license fee. The Louisiana Sweet Potato Advertising and Development Commission shall continue to control its own funds subject to the budgetary review of the commissioner of agriculture and the deputy commissioner for management and finance. In addition, the commission

1 shall continue to employ its own director and such other personnel as is necessary
 2 to carry out its functions as provided by law.

3 ~~G. F.~~ The Dairy Stabilization Board (R.S. 3:4101 et seq.) is hereby
 4 transferred to and hereafter shall be within the Department of Agriculture and
 5 Forestry as provided in ~~R.S. 36:801 until the second Monday in March of 1980, at~~
 6 ~~which time the Dairy Stabilization Board shall be transferred as provided in Part III~~
 7 ~~of Chapter 22 of this Title~~ R.S. 36:901 et seq.

8 ~~H. The Agricultural Chemistry and Seed Commission (R.S. 3:1381 et seq.)~~
 9 ~~is placed within the Department of Agriculture and Forestry and shall perform and~~
 10 ~~exercise its powers, duties, functions, and responsibilities as provided by law.~~

11 ~~I. G.~~ The Horticulture Commission of Louisiana (R.S. 3:3801 ~~et seq.~~) is
 12 transferred to and hereafter shall be within the Department of Agriculture and
 13 Forestry as provided in R.S. 36:802.

14 ~~J. H.~~ The following agencies are placed within the Department of
 15 Agriculture and Forestry as provided in R.S. 36:802, except that the agencies, subject
 16 to the approval of the commissioner of agriculture and forestry, shall appoint their
 17 own directors and assistant directors:

18 (1) The Louisiana Agricultural Commodities Commission (R.S. 3:3401 et
 19 ~~seq.) hereafter shall be within the Department of Agriculture and Forestry as~~
 20 ~~provided under R.S. 36:802.6.~~

21 ~~K. (2) The Louisiana Agricultural Finance Authority (R.S. 3:261 et seq.) is~~
 22 ~~established within the Department of Agriculture and Forestry and hereafter shall~~
 23 ~~exercise and perform its powers, duties, functions, and responsibilities in the manner~~
 24 ~~provided for agencies transferred in accordance with R.S. 36:802.6.~~

25 ~~L. I.~~ The Dairy Industry Promotion Board (R.S. 3:4151 et seq.) hereafter
 26 shall be within the Department of Agriculture and Forestry as provided in ~~R.S.~~
 27 ~~36:802.7.~~ R.S. 36:802, except that the commissioner of agriculture shall return all
 28 funds that he collects for the agency, including proceeds from assessments and
 29 penalties, to the agency, less the actual cost of collecting the assessments or
 30 penalties. The board shall control its own funds subject to the budgetary review of

1 the assistant commissioner for management and finance and the budgetary approval
 2 of the commissioner of agriculture. In addition, the board shall appoint its own
 3 director and assistant director, subject to the provisions of R.S. 3:4151 et seq.

4 ~~N. J.~~ The Louisiana Forestry Commission (Article IX, Section 8(B) and (C)
 5 of the Constitution of Louisiana and Chapter 28 of Title 3 of the Louisiana Revised
 6 Statutes of 1950) hereafter shall be within the Department of Agriculture and
 7 Forestry as ~~provided in R.S. 36:802.10.~~ in accordance with the provisions of R.S.
 8 36:802, except as otherwise provided in this Subsection:

9 (1) The Louisiana Forestry Commission shall appoint the state forester as
 10 provided in Article IX, Section 8(C) of the Constitution of Louisiana and with the
 11 consent of the Senate. He shall serve as the assistant commissioner for the office of
 12 forestry and as secretary to the Louisiana Forestry Commission.

13 (2) All employees of the office of forestry of the Department of Natural
 14 Resources are transferred to the office of forestry of the Department of Agriculture
 15 and Forestry.

16 (3) An appropriate percentage of the administrative employee positions, and
 17 the employees holding those positions, of the Louisiana Forestry Commission which
 18 were transferred to the Department of Natural Resources are transferred to the
 19 Department of Agriculture and Forestry. The secretary of natural resources and the
 20 commissioner of agriculture and forestry shall jointly determine the appropriate
 21 number of administrative positions and personnel to be transferred. This
 22 determination and the resulting transfer shall be effected no later than the last day of
 23 September of 1986.

24 (4) All funds appropriated to the Louisiana Forestry Commission and the
 25 office of forestry of the Department of Natural Resources shall be transferred to
 26 those entities in the Department of Agriculture and Forestry.

27 (5) Any appropriation for Fiscal Year 1986-1987 to the Louisiana Forestry
 28 Commission or the office of forestry within the Department of Natural Resources
 29 shall be deemed to be appropriated to those entities within the Department of
 30 Agriculture and Forestry.

1 (6) All property and facilities owned and operated by, or leased by or for the
2 Louisiana Forestry Commission or the office of forestry of the Department of
3 Natural Resources are transferred to those entities within the Department of
4 Agriculture and Forestry.

5 (7) The fleet of airplanes operated by the Louisiana Forestry Commission
6 and the office of forestry of the Department of Natural Resources is specifically
7 transferred to the Department of Agriculture and Forestry. All airplanes operated by
8 the Department of Agriculture and Forestry shall be under the exclusive jurisdiction
9 of that department. Subject to the provisions of R.S. 2:1, et seq., the department may
10 provide guidelines and procedures for the use and operation of its aircraft.

11 (8) The office of forestry of the Department of Agriculture and Forestry shall
12 be the successor of the office of forestry of the Department of Natural Resources.
13 For purposes of the transfer of functions of the office of forestry from the
14 Department of Natural Resources to the Department of Agriculture and Forestry, the
15 Department of Agriculture and Forestry shall be the successor to the Department of
16 Natural Resources. All unfinished business of the former office and of the former
17 department related thereto shall be completed by, all references in laws and
18 documents to the former office and to the former department related thereto shall be
19 deemed to refer to, and all obligations of the former office and of the former
20 department related thereto shall be the obligations of the successor office and
21 department. All legal proceedings of the former office and of the former department
22 related thereto shall be continued in the name of such former office and department
23 and further proceedings shall be in the name of the successor office and department
24 without the necessity for amendment of any document.

25 ~~Θ. K.~~ The State Soil and Water Conservation Commission (R.S. 3:1204)
26 hereafter shall be within the Department of Agriculture and Forestry as provided in
27 ~~R.S. 36:802.12~~ R.S. 36:802, except that the director and assistant director of the
28 commission shall be employed as provided by law.

1 ~~D. C.~~ The following agencies, ~~as defined by R.S. 36:3~~, are transferred to and
 2 hereafter shall be within the Department of Education as provided in R.S. 36:801.1:

3 (1) The Board of Supervisors for the University of Louisiana System (Article
 4 VIII, Section 6 of the Constitution of Louisiana of 1974; R.S. 17:1831 et seq. and
 5 3201 et seq. and other provisions of Title 17 of the Louisiana Revised Statutes of
 6 1950 that apply to the board).

7 (2) Board of Regents (Article VIII, Section 5 of the Constitution of
 8 Louisiana of 1974; R.S. 17:3121 et seq. and other provisions of Title 17 of the
 9 Louisiana Revised Statutes that apply to the board).

10 (3) Board of Supervisors of Louisiana State University and Agricultural and
 11 Mechanical College (Article VIII, Section 7 of the Constitution of Louisiana of
 12 1974; R.S. 17:1453 et seq. and 3201 et seq. and other provisions of the Louisiana
 13 Revised Statutes that apply to the board).

14 (4) Board of Supervisors of Southern University and Agricultural and
 15 Mechanical College (Article VIII, Section 7 of the Constitution of Louisiana of
 16 1974; R.S. 17:1851 et seq. and 3201 et seq. and other provisions of Title 17 of the
 17 Louisiana Revised Statutes of 1950 that apply to the board).

18 (5) The Board of Supervisors of Community and Technical Colleges (Article
 19 VIII, Section 7.1 of the Constitution of Louisiana of 1974; R.S. 17:1871 et seq. and
 20 3201 et seq. and other provisions of Title 17 of the Louisiana Revised Statutes of
 21 1950 that apply to the board).

22 ~~(8)~~ (6) The board of directors for the New Orleans Center for Creative Arts
 23 ~~and its board of directors~~ (R.S. 17:1970.21 et seq.).

24 ~~(9)~~ (7) The board of directors of Thrive Academy (R.S. 17:1971 et seq.).

25 ~~(10)~~ (8) The Health Education Authority of Louisiana (R.S. 17:3051 et seq.).

26 (9) The board of directors for the Jimmy D. Long, Sr. Louisiana School for
 27 Math, Science, and the Arts (R.S. 17:1961 et seq.).

28 (10) The Quality Science and Mathematics Council (R.S. 17:371 et seq.).

29 (11) The Governor's Program for Gifted Children (R.S. 17:1989.1 et seq.).

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 E. D. The State Board of Elementary and Secondary Education (Article VIII,
 2 Section 3 of the Constitution of Louisiana of 1974; R.S. 17:1 et seq. and other
 3 provisions of Title 17 of the Louisiana Revised Statutes of 1950 that apply to the
 4 board) is hereby transferred to and hereafter shall be within the Department of
 5 Education as provided in ~~R.S. 36:801.2~~ R.S. 36:801, except that the board shall be
 6 authorized to employ, appoint, remove, assign, and promote such personnel as are
 7 necessary for the board to perform its functions as provided by law and by the
 8 Constitution of Louisiana and the superintendent shall administer and implement all
 9 programs provided or authorized for the board, except as otherwise provided by law
 10 or by the Constitution of Louisiana, in accordance with the policies, rules, and
 11 regulations established by the board in accordance with the provisions of the
 12 Constitution of Louisiana and applicable laws.

13 F. E. The following agencies are placed within the Department of Education
 14 and shall exercise and perform their powers, duties, functions, and responsibilities
 15 in accordance with the provisions of R.S. 36:802:

16 (1) The Recovery School District (R.S. 17:1990) is placed within the
 17 Department of Education and shall exercise and perform its powers, duties,
 18 functions, and responsibilities in accordance with the provisions of R.S. 36:802.

19 (2) The Louisiana Environmental Education Commission (R.S. 17:202).

20 G. F. The following agencies, ~~as defined by R.S. 36:3~~, are transferred to and
 21 hereafter shall be within the Department of Education as provided in ~~Part III of~~
 22 ~~Chapter 22 of this Title~~ R.S. 36:901 et seq.:

23 ~~(2)~~ (1) The College and Career Readiness Commission (R.S. 17:3951).

24 ~~(4)~~ (2) The Agricultural Education Commission (R.S. 17:185.4).

25 ~~(5)~~ (3) The ABLE Account Advisory Council (R.S. 17:3089).

26 (4) The task force on student proficiency (R.S. 17:24.4(I)).

27 ~~(8)~~ (5) The Early Childhood Care and Education Commission (R.S.
 28 17:407.101).

29 ~~(9)~~ (6) The Cybersecurity Education Management Council (R.S. 17:3138.9).

1 ~~H. G.~~ The State Department of Education (R.S. 17:24 as provided in Acts
 2 1975, No. 274) is hereby abolished and its powers, duties, functions, and
 3 responsibilities are transferred to the superintendent of education of the Department
 4 of Education and hereafter shall be exercised and performed as provided in ~~Part IV~~
 5 ~~of Chapter 22 of this Title~~ R.S. 36:921 et seq.

6 ~~F. H.~~ The public colleges and universities, the vocational-technical schools
 7 of the state and all special schools under the jurisdiction of any agency transferred
 8 to the department are hereby transferred into the Department of Education and shall
 9 be governed as provided by the constitution and laws of this state.

10 ~~F. I.~~ The advisory councils to postsecondary vocational-technical schools
 11 (R.S. 17:1998) are transferred to and hereafter shall be within the Department of
 12 Education but shall retain their function of advising the Board of Supervisors of
 13 Community and Technical Colleges.

14 ~~E. J.~~ The Advisory Commission on Proprietary Schools (R.S. 17:3140.1 et
 15 seq.) is placed within the Department of Education and shall exercise and perform
 16 its powers, duties, functions, and responsibilities in the manner provided in R.S.
 17 ~~36:801.5~~ 36:801. However, the commission shall exercise all powers, duties,
 18 functions, and responsibilities provided or authorized for the commission by the
 19 Constitution of Louisiana and laws, and particularly the provisions of R.S. 17:3140.1
 20 through 3140.17, and shall exercise all such powers, duties, functions, and
 21 responsibilities in the manner and to the extent so provided or authorized. The
 22 agency shall be under the jurisdiction of the Board of Regents, and the Board of
 23 Regents shall have such powers, duties, functions, and responsibilities relative to the
 24 agency as otherwise provided by law. All personnel employed or assigned to
 25 administer and implement the powers, duties, functions, and responsibilities of the
 26 agency shall be employees of the Board of Regents. Except as otherwise provided
 27 by law, the Board of Regents shall perform and administer all functions of the
 28 agency which are in the nature of accounting and budget control, procurement and
 29 contract management, management and program analysis, data processing, personnel
 30 management, and grants management.

1 ~~Ø. The Louisiana Hall of Fame for the Arts election board (R.S. 17:1815)~~
 2 ~~is placed within the Department of Education and shall exercise and perform its~~
 3 ~~powers, duties, functions, and responsibilities as provided by law.~~

4 ~~P. The Task Force on Student Proficiency (R.S. 17:24.4(I)) is placed within~~
 5 ~~the Department of Education and shall exercise and perform its powers, duties,~~
 6 ~~functions, and responsibilities in the manner provided for agencies transferred under~~
 7 ~~the provisions of Part III of Chapter 22 of this Title.~~

8 ~~Q. The Jimmy D. Long, Sr. Louisiana School for Math, Science, and the Arts~~
 9 ~~and its board of directors (R.S. 17:1961 et seq.) is placed within the Department of~~
 10 ~~Education and shall exercise and perform its powers, duties, functions, and~~
 11 ~~responsibilities in the manner provided for agencies transferred in accordance with~~
 12 ~~the provisions of R.S. 36:801.1.~~

13 ~~S. The Louisiana Fire and Emergency Training Commission (R.S. 40:1541)~~
 14 ~~shall be within the Department of Education as provided in R.S. 40:1541.~~

15 ~~Ʀ. K. The following agencies are placed within the Department of Education~~
 16 ~~and shall perform and exercise their powers, duties, functions, and responsibilities~~
 17 ~~as provided by law:~~

- 18 (1) Statewide Articulation and Transfer Council (R.S. 17:3162).
- 19 (2) Process Technology Advisory Board (R.S. 17:3398.2).
- 20 (3) Louisiana Tuition Trust Authority (R.S. ~~17:3091~~ 17:3093 et seq.).
- 21 (4) Governing board of the Louisiana Cancer Research Center of LSU
- 22 Health Sciences Center in New Orleans/Tulane Health Sciences Center (R.S.
- 23 17:1922 et seq.).
- 24 (5) Louisiana State University Health Sciences Center Health Maintenance
- 25 Organization (R.S. 22:2181 et seq.).
- 26 (6) The Louisiana Science, Technology, Engineering, and Mathematics
- 27 Advisory Council (R.S. 17:4071).
- 28 (7) The Advisory Council on Historically Black Colleges and Universities
- 29 (R.S. 17:3138.7).
- 30 (8) The Louisiana Hall of Fame for the Arts election board (R.S. 17:1815).

1 (9) The Louisiana Fire and Emergency Training Commission (R.S. 40:1541).

2 ~~U. The office of instructional technology (R.S. 17:3921 et seq.) is placed~~
3 ~~within the Department of Education and shall exercise and perform its powers,~~
4 ~~duties, functions, and responsibilities in accordance with the provisions of R.S.~~
5 ~~36:801.~~

6 ~~Y. The Quality Science and Mathematics Council (R.S. 17:371 et seq.) is~~
7 ~~placed within the Department of Education and shall exercise and perform its~~
8 ~~powers, duties, functions, and responsibilities in the manner provided for agencies~~
9 ~~transferred under the provisions of R.S. 36:801.1.~~

10 ~~Z. The Governor's Program for Gifted Children (R.S. 17:1989.1 et seq.) is~~
11 ~~placed within the Department of Education and shall exercise and perform its~~
12 ~~powers, duties, functions, and responsibilities in the manner provided for agencies~~
13 ~~transferred in accordance with the provisions of R.S. 36:801.1.~~

14 ~~AA. L.(1) The following agencies are placed within the Department of~~
15 ~~Education as provided by Paragraph (2) of this Subsection and shall exercise all~~
16 ~~powers, duties, functions, and responsibilities provided or authorized for such~~
17 ~~agencies by the Constitution of Louisiana and laws and shall exercise all such~~
18 ~~powers, duties, functions, and responsibilities in the manner and to the extent so~~
19 ~~provided or authorized:~~

20 ~~(†) (a) The Louisiana Health Works Commission (R.S. 17:2048.51) is placed~~
21 ~~within the Department of Education and shall exercise and perform its powers,~~
22 ~~duties, functions, and responsibilities in the manner provided for agencies transferred~~
23 ~~in accordance with the provisions of R.S. 36:801.5.~~

24 ~~(‡) (b) The Nursing Supply and Demand Council (R.S. 37:1007) is placed~~
25 ~~within the Department of Education and shall exercise and perform its powers,~~
26 ~~duties, functions, and responsibilities in the manner provided for agencies transferred~~
27 ~~in accordance with the provisions of R.S. 36:801.5.~~

28 ~~(‡) (c) The Simulation Medical Training and Education Council for~~
29 ~~Louisiana (R.S. 17:2048.61) is placed within the Department of Education under the~~
30 ~~Louisiana Health Works Commission and shall exercise and perform its powers,~~

1 (4) The Governing Committee of the Louisiana Automobile Insurance Plan
 2 (R.S. 22:1475).

3 (5) The Board of Directors of the Louisiana Citizens Property Insurance
 4 Corporation (R.S. 22:2291 et seq.).

5 B. The following agencies are transferred to the Department of Insurance
 6 and shall exercise their powers, duties, functions, and responsibilities in the manner
 7 provided in R.S. 36:801:

8 (1) The Board of Directors of the Louisiana Consortium of Insurance and
 9 Financial Services (R.S. 22:2141 et seq.).

10 (2) The Advisory Committee of the Louisiana Consortium of Insurance and
 11 Financial Services (R.S. 22:2141 et seq.).

12 C. The following agencies are transferred to the Department of Insurance
 13 and shall exercise their powers, duties, functions, and responsibilities in the manner
 14 provided in R.S. 36:802:

15 ~~(2)~~ (1) The Louisiana Property and Casualty Insurance Commission (R.S.
 16 22:2171).

17 (2) The Louisiana Mandated Health Benefits Commission (R.S. 22:2187).

18 D. The Louisiana Health Care Commission (R.S. 22:2161) is transferred to
 19 the Department of Insurance and shall exercise its powers, duties, functions, and
 20 responsibilities in the manner provided in ~~R.S. 36:802-16~~ R.S. 36:802, except that
 21 the commission shall continue to appoint its own director and assistant director
 22 subject to the approval of the commissioner of insurance.

23 E. The Board of Directors of the Louisiana Automobile Theft and Insurance
 24 Fraud Prevention Authority (R.S. 22:2131 et seq.) is transferred to the Department
 25 of Insurance and shall exercise its powers, duties, functions, and responsibilities in
 26 the manner provided in ~~R.S. 36:802-21~~ R.S. 36:802, except that the commission shall
 27 continue to appoint its own director and assistant director who shall serve at the
 28 pleasure of the commissioner of insurance.

29 ~~F. The Louisiana Mandated Health Benefits Commission (R.S. 22:2187) is~~
 30 ~~hereby placed within the Department of Insurance and shall exercise its powers,~~

1 ~~duties, functions, and responsibilities in the same manner as agencies transferred in~~
2 ~~the manner provided in R.S. 36:802.~~

3 G. F. The board of review for public fire protection grading (R.S. 22:1461)
4 is hereby placed within the Department of Insurance and shall exercise its powers,
5 duties, functions, and responsibilities in the manner provided by law.

6 * * *

7 §744. Transfer of boards, commissions, and agencies to the Department of State

8 B. A. For purposes of this Chapter, references in Chapters 22 and 24 of this
9 Title to the "secretary", the "undersecretary" or an "assistant secretary" shall refer to
10 the secretary of state.

11 C. B. The State Board of Election Supervisors (R.S. 18:23-27) shall be
12 within the Department of State, as provided in R.S. 36:802.

13 D. C. The following agencies are placed within the Department of State in
14 accordance with the provisions of R.S. 36:901 et seq. except as otherwise provided
15 by this Subsection:

16 (1) The Louisiana Historical Records Advisory Board (R.S. 44:501-503) is
17 hereby transferred to and hereafter shall be within the Department of State as
18 provided in Part III of Chapter 22 of this Title.

19 (2) The Advisory Board of the Old State Capitol (R.S. 25:371 et seq.). The
20 board may solicit and accept gifts and donations for the purposes of the Old State
21 Capitol. Any funds accepted as a gift or donation may be expended by the
22 department as otherwise provided by law.

23 (3) The Eddie G. Robinson Museum Commission (R.S. 25:1241 et seq.). The
24 commission may solicit and accept gifts and donations for the purposes of the
25 museum. Any funds accepted as a gift or donation may be expended by the
26 department as otherwise provided by law.

27 (4) The Advisory Board of the Louisiana State Archives (R.S. 44:427).

28 E. D. The following agencies are abolished and their powers, duties,
29 functions, and responsibilities are hereby transferred to the secretary of state in
30 accordance with the provisions of R.S. 36:921 et seq.:

1 (1) The State Archives and Records Commission and the State Archives and
 2 Records Service (R.S. 25:127 and R.S. 44:404 et seq.) ~~are hereby abolished and their~~
 3 ~~powers, duties, functions, and responsibilities are transferred to the secretary of state~~
 4 ~~and hereafter shall be exercised and performed as provided in Part IV of Chapter 22~~
 5 ~~of this Title.~~

6 ~~F. The Advisory Board of the Old State Capitol (R.S. 25:371 et seq.) is~~
 7 ~~placed within the Department of State and shall perform and exercise its powers,~~
 8 ~~duties, functions, and responsibilities in the manner provided for agencies transferred~~
 9 ~~in accordance with the provisions of R.S. 36:919.1.~~

10 ~~G. (2) The Old State Capitol Memorial Commission (Act 250 of 1948; Act~~
 11 ~~233 of 1954; Act 154 of 1965) is hereby abolished and its powers, duties, functions,~~
 12 ~~and responsibilities are transferred to the secretary of state and hereafter shall be~~
 13 ~~exercised and performed as provided in Part IV of Chapter 22 of this Title.~~

14 ~~H. The Old State Capitol and the Advisory Board of the Old State Capitol~~
 15 ~~are transferred to and placed within the Department of State as provided in R.S.~~
 16 ~~25:371 et seq. and R.S. 36:919.1.~~

17 ~~I. The Regional Museum Governing Board of the Louisiana State Exhibit~~
 18 ~~Museum (R.S. 25:379 et seq.) is placed within the Department of State and shall~~
 19 ~~perform and exercise its powers, duties, functions, and responsibilities in the manner~~
 20 ~~provided for agencies transferred in accordance with the provisions of R.S. 36:801.6.~~

21 ~~J. The Louisiana State Exhibit Museum (R.S. 25:379 et seq.) is transferred~~
 22 ~~to and placed within the Department of State as provided in R.S. 36:801.6.~~

23 ~~L. The Louisiana State Cotton Museum (R.S. 25:380 et seq.) is placed within~~
 24 ~~the Department of State as provided in R.S. 36:801.7.~~

25 ~~N. The Louisiana State Oil and Gas Museum (R.S. 25:380.21 et seq.) is~~
 26 ~~placed within the Department of State as provided in R.S. 36:801.9.~~

27 ~~Q. The Eddie G. Robinson Museum Commission (R.S. 25:1241 et seq.) is~~
 28 ~~placed in the Department of State as provided in R.S. 36:919.6.~~

29 ~~R. E. The office of commissioner of elections is merged and consolidated~~
 30 ~~with the office of secretary of state, and the Department of Elections and Registration~~

1 is merged and consolidated with the Department of State pursuant to the authority
 2 of Article IV, Section 20 of the Constitution of Louisiana. In order to accomplish
 3 the merger and consolidation of the office of commissioner of elections with the
 4 office of secretary of state, the office of commissioner of elections shall be
 5 continued, but the office of commissioner of elections is transferred to the
 6 Department of State in the manner provided for agencies transferred pursuant to ~~Part~~
 7 ~~H of Chapter 22 of this Title~~ R.S. 36:851 et seq. and, for purposes of such transfer,
 8 the office of commissioner of elections shall be considered a transferred agency as
 9 provided in ~~Part H of Chapter 22~~ R.S. 36:851 et seq. However, the commissioner of
 10 elections shall be an agent for service of process as provided in R.S. 18:44(B)(7).
 11 To accomplish the merger and consolidation of the Department of Elections and
 12 Registration with the Department of State, the Department of Elections and
 13 Registration and its powers, duties, functions, and responsibilities are transferred to
 14 the Department of State as provided in ~~Part H of Chapter 22 of this Title~~ R.S. 36:851
 15 et seq.

16 F.(1) The following agencies are placed within the Department of State and
 17 shall perform and exercise their powers, duties, functions, and responsibilities in
 18 accordance with the provisions of this Subsection and as otherwise provided by law:

19 ~~S:~~ (a) The governing board of the Louisiana Delta Music Museum (R.S.
 20 25:380.51 et seq.) and its governing board are placed within the Department of State
 21 as provided in R.S. 36:801.12.

22 ~~V:~~ (b) The governing board of the Tioga Heritage Park and Museum (R.S.
 23 25:380.81 et seq.) and its governing board are placed within the Department of State
 24 as provided in R.S. 36:801.15.

25 ~~W:~~ (c) The governing board of the Mansfield Female College Museum (R.S.
 26 25:380.91 et seq.) and its governing board are placed within the Department of State
 27 as provided in R.S. 36:801.16.

28 ~~BB:~~ (d) The governing board of the Germantown Colony Museum (R.S.
 29 25:380.151 et seq.) and its governing board are placed within the Department of
 30 State as provided in R.S. 36:801.22.

1 (e) The Regional Museum Governing Board of the Louisiana State Exhibit
 2 Museum (R.S. 25:379 et seq.).

3 (f) The governing board of the Louisiana State Cotton Museum (R.S. 25:380
 4 et seq.).

5 (g) The governing board of the Louisiana State Oil and Gas Museum (R.S.
 6 25:380.21 et seq.).

7 (2)(a) The governing board of any museum transferred pursuant to this
 8 Subsection may solicit and accept gifts and donations for the purposes of the
 9 museum. Any funds so accepted may be expended by the boards or by the
 10 Department of State as otherwise provided by law.

11 (b) The governing boards placed within the Department of State in
 12 accordance with the provisions of this Subsection shall exercise all powers, duties,
 13 functions, and responsibilities provided or authorized by law which are in the nature
 14 of regulation, enforcement, or adjudication. The boards shall exercise all advisory
 15 powers, duties, and functions provided by law. The boards shall administer and
 16 implement all programs provided or authorized by law. The boards shall be
 17 responsible for the performance and administration of their day-to-day operations,
 18 except that the secretary of the department shall be responsible for those matters
 19 which are in the nature of accounting, payroll, budget control, procurement, data
 20 processing, and personnel management, and shall have the authority to transfer or
 21 implement any or all of said functions through the secretary and the department.

22 (c) The provisions of R.S. 36:810 and 811 are applicable to each board
 23 placed within the department by this Subsection.

24 (d) No records, books, or papers stored in the museum vault or on museum
 25 premises shall be removed or transferred from the museum without approval of the
 26 governing board.

27 ~~DD. The Advisory Board of the Louisiana State Archives (R.S. 44:427) is~~
 28 ~~placed within the Department of State and shall perform and exercise its powers;~~

1 §851. Transfer; merger and consolidation of functions

2 A. The powers, duties, functions, responsibilities, programs, and operations
3 as vested by the constitution and laws of this state, of each of the agencies transferred
4 in accordance with this Part, including those transferred by the provisions of ~~R.S.~~
5 ~~36:209(B)~~, R.S. 36:259(C), 409(O), and 610(D), upon and after the date of each such
6 transfer shall be exercised by and be under the administration and control of the
7 secretary of the department to which each is transferred, except for those functions
8 of each which are required to be performed and administered by the undersecretary
9 of each department, as heretofore provided for each by this Title.

10 * * *

11 §901. Transfer; merger and consolidation of functions; advisory agency

12 A. The functions, powers, duties, responsibilities, programs, and operations
13 of each of the agencies transferred in accordance with this Part, including those
14 transferred by the provisions of ~~R.S. 36:209(C)~~, R.S.36:259(T), ~~309(C)~~, and 409(E),
15 ~~651(G)~~, and 744(D) on the date of each such transfer shall vest in and thereafter be
16 the responsibility of the secretary of the department to which the transfer is made and
17 shall be administered by the secretary in accordance with the powers vested in him
18 by this Title and the applicable laws pertaining to each agency, except for those
19 functions of each which are required to be performed and administered by the
20 undersecretary of the department as heretofore provided for each by this Title. Each
21 agency thus transferred shall continue in existence, the members thereof shall
22 continue in office and hereafter shall be selected in the manner provided by law for
23 each, and each agency hereafter shall serve solely in an advisory capacity to the
24 secretary with respect to policies concerning matters within the purview of each as
25 originally created.

26 * * *

27 §921. Transfer, merger and consolidation of functions

28 A. The powers, duties, functions, responsibilities, programs, and operations
29 as vested by the constitution and laws of the state of each of the agencies abolished,
30 including those abolished by the provisions of ~~R.S. 36:4.1(E)~~, ~~109(G)~~, ~~209(H)~~,

1 E. If Senate Bill No. 221 of the 2021 Regular Session becomes law, then the
2 Louisiana State Law Institute is hereby authorized to redesignate R.S. 36:744(O) and (P) as
3 enacted by that Act as R.S. 36:744(G) and (H).

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____