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# HOUSE FLOOR AMENDMENTS

2023 Regular Session

Amendments proposed by Representative Ivey to Engrossed House Bill No. 597 by Representative Ivey

### 1 AMENDMENT NO. 1

- 2 On page 1, line 2, after "To" insert "amend and reenact the title of Subpart D of Part I of
- 3 Chapter I of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, R.S. 39:16.1(4),
- 4 16.2, 16.3(A)(1), (3)(introductory paragraph), and (5) and (D), 16.4(A)(1), 16.5(A)(1) and
- 5 (B)(introductory paragraph) and (4)(introductory paragraph), 16.6(A)(1) and (C)(7), 16.8(A)
- 6 and (C), 16.10(A)(1) and (3) and (C)(introductory paragraph) and (3), 16.12(A), and
- 7 16.13(C), to"

#### 8 AMENDMENT NO. 2

- 9 On page 1, line 3, after "586," delete "and to repeal Subpart" and delete lines 4 and 5 and
- 10 insert " and R.S. 39:16.10(C)(8) and (9), and to repeal R.S. 39:16.3(B), 16.4(B), 16.5(B)(1),
- 11 (2), and (3) and (D), 16.6(B), 16.7, 16.8(B), 16.9, 16.10(B), 16.11, 16.13(D)(2), and 16.14
- 12 , relative to the legislative auditor; to"

#### 13 AMENDMENT NO. 3

On page 1, line 9, change "repeal" to "revise"

### 15 AMENDMENT NO. 4

16 On page 1, line 18, change "585" to "584"

# 17 AMENDMENT NO. 5

- On page 2, at the end of line 13, insert "For the purposes of this Paragraph, the datasets
- 19 provided to the legislative auditor pursuant to R.S. 39:16.2 meets the information
- 20 requirements for the portal."

# 21 <u>AMENDMENT NO.</u> 6

On page 3, line 7, change "State" to "Louisiana"

#### 23 AMENDMENT NO. 7

- 24 On page 4, between lines 14 and 15, insert the following:
- 25 "E. For purposes of this Part, the datasets provided to the legislative auditor
- pursuant to R.S. 39:16.2 meets the information requirements for the website."

## 27 <u>AMENDMENT NO. 8</u>

- On page 4, at the end of line 21, after "shall" delete the remainder of the line and delete line
- 29 22 and at the beginning of line 23, delete "(2) Report" and insert "report"

- 1 AMENDMENT NO. 9
- 2 On page 4, line 26, after "information" delete the remainder of the line and insert "in the
- dataset for inclusion on the" 3
- 4 **AMENDMENT NO. 10**
- On page 6, line 14, after "database" delete the remainder of the line and insert a period "." 5
- 6 AMENDMENT NO. 11
- 7 On page 6, delete lines 20 through 22
- 8 AMENDMENT NO. 12
- 9 On page 7, line 10, change "Hudson Initiative" to "Louisiana Initiative for Small
- 10 Entrepreneurships (the Hudson Initiative)"
- 11 AMENDMENT NO. 13
- On page 7, line 12, change "Veteran Initiative" to "Louisiana Initiative for Veteran and 12
- 13 Service-Connected Disabled Veteran-Owned Small Entrepreneurships (the Veteran
- 14 Initiative)"
- 15 AMENDMENT NO. 14
- 16 On page 7, delete lines 25 through 28 and on page 8, delete lines 1 and 2
- 17 AMENDMENT NO. 15
- On page 9, line 21, change "Hudson Initiative" to "Louisiana Initiative for Small 18
- 19 Entrepreneurships (the Hudson Initiative)"
- 20 AMENDMENT NO. 16
- On page 9, line 23, change "<u>Veteran Initiative</u>" to "<u>Louisiana Initiative</u> for <u>Veteran and Service-Connected Disabled Veteran-Owned Small Entrepreneurships (the Veteran Veteran Connected Disabled Di</u> 21
- 22
- 23 Initiative)"
- 24 AMENDMENT NO. 17
- On page 10, at the end of line 23, after "state" delete "are" and at the beginning of line 24, 25
- delete "directed to" and insert "shall" 26
- 27 AMENDMENT NO. 18
- On page 11, line 18, after "shall provide" delete the comma "," and the remainder of the line 28
- 29 AMENDMENT NO. 19
- 30 On page 12, at the end of line 1, delete the period "." and insert a comma "," and "if
- 31 available."
- 32 AMENDMENT NO. 20
- 33 On page 12, delete lines 8 and 9 and insert the following:

1	"(7) The actual total capital investment or actual total Louisiana
2	expenditures, whichever is relevant based upon the incentive expenditure program,
3	if the information is available.
4	(8) The annual and total actual value of the benefits to such recipient, if
5	available.
6	D. The auditor shall ensure that the incentives database does not include
7	information that is protected."
8	AMENDMENT NO. 21
9	On page 13, at the beginning of line 9, change " <u>C.</u> " to " <u>C.(1)</u> "
10	AMENDMENT NO. 22
11	On page 13, between lines 11 and 12 insert the following:
12	"(2) The auditor shall notify each member of the Legislative Audit Advisory
13	Council and the agency of any significant issue with noncompliance that in his
14	opinion warrants public discussion at the next meeting of the council."
15	AMENDMENT NO. 23
16	On page 13, delete lines 27 through 29 and on page 14 delete lines 1 through 13
17	AMENDMENT NO. 24
18 19	On page 15, delete lines 4 through 6 and at the beginning of line 7, delete "Section 4." and insert the following:
20	Section 3. The title of Subpart D of Part I of Chapter I of Subtitle I of Title
21	39 of the Louisiana Revised Statutes of 1950, R.S. 39:16.1(4), 16.2, 16.3(A)(1),
22	(3)(introductory paragraph), and (5) and (D), 16.4(A)(1), 16.5(A)(1) and
23	(B)(introductory paragraph) and (4)(introductory paragraph), 16.6(A)(1) and (C)(7),
24	16.8(A) and (C), 16.10(A)(1) and (3) and (C)(introductory paragraph) and (3),
25	16.12(A), and 16.13(C) are hereby amended and reenacted and R.S. 39:16.10(C)(8)
26	and (9) are hereby enacted to read as follows:
27	SUBPART D. STATE FISCAL TRANSPARENCY WEBSITE
28	§16.1. Definitions
29	As used in this Subpart, the following words, terms, and phrases shall have
30	the meanings ascribed to them in the Section:
31	* * *
32	(4) "State agency" solely for the purposes of this Subpart means any state
33	office, department, board, commission, institution, division, officer or other person,
34	or functional group, heretofore existing or hereafter created, that is authorized to
35	exercise, or that does exercise, any functions of the government of the state in the
36	executive, legislative, or judicial branch, including higher education agencies, and
37	state retirement systems.
38	§16.2. Duties of the commissioner relative to the Louisiana Fiscal Transparency
39	Website state transparency
40	The commissioner <del>, subject to legislative appropriation, shall establish and</del>
41	maintain the Louisiana Fiscal Transparency Website, a centralized, searchable
42	website, hereinafter to be referred to as "Louisiana Checkbook", that provides
43	information to the public about data and reports of state expenditures, contracts,
44	incentive expenditures, revenues, and other financial matters. The website shall
45	serve as an interactive portal for the public to access state fiscal information. shall provide all databases to the legislative auditor for reporting to the Louisiana
46	provide an databases to the registative auditor for reporting to the Louisiana

1 2	<u>Transparency Portal as provided in Part III of Chapter 8 of Title 24 of the Louisiana</u> Revised Statutes of 1950.
2	\$16.2 Protice of the commissioner relative to the functionality content
3	§16.3. Duties of the commissioner relative to the functionality, content,
4	accessibility, reporting of the website state transparency databases
5	A.(1) All agencies, boards, commissions, departments, <u>and</u> institutions of
6	higher education, legislature, and judiciary are directed to furnish information,
7	reports, aid, services, and assistance as may be requested by the commissioner of
8	administration in the performance of the commissioner's responsibilities as set forth
9	in this Subpart.
10	* * *
11	(3) All state agencies, and higher education agencies, the judicial branch, and
12	the legislative branch which are not maintained on the LaGov statewide enterprise
13	resource planning system shall either:
14	* * *
15	(5) Except as otherwise provided in this Subpart, information on the website
16	in the databases shall be updated at least monthly.
	in the databases shall be updated at least monthly.
17	D. The commission of all comments of the contains the Callerine
18	D. The commissioner shall ensure that the website contains the following
19	information relative to all databases as possible and applicable: databases contain all
20	data points that are capable of being collected in each state agency information
21	system.
22 23	(1) All relevant data points that are collected in each state agency
23	information system shall be submitted.
24	(2) All data points that are capable to be collected in each state agency
25	information system shall be submitted.
26	§16.4. Duties of the commissioner relative to the expenditure database
27	A.(1) The commissioner shall ensure the website includes establish an
28	expenditure database that is electronically searchable by the public and contains
29	reporting of expenditures by each budget unit in the executive budget.
30	* * *
31	§16.5. Duties of the commissioner relative to the contracts database
32	A.(1) The commissioner shall ensure the website includes establish a
33	contract database that is electronically searchable by the public.
34	* * *
	D. The contract detabase shall have the following functionality:
35	B. The contract database shall have the following functionality:
36	
37	(4) Provide access or integration into to the database, the Louisiana
38	Checkbook and information from the reports on contracts required by law including:
39	* * *
40	\$1.6.6. Deather of the commission of the state of the committed of the c
40	§16.6. Duties of the commissioner relative to the payroll database
41	A.(1) The commissioner shall ensure the website includes establish an
42	employment and payroll database that is electronically searchable by the public.
43	* * *
44	C. The employment and payroll database shall include the following content:
45	* * *
46	(7) The Louisiana Checkbook shall contain The commissioner may create
47	a separate database but shall provide information regarding the number of authorized
48	positions and the number of vacant positions for each institution of higher education
49	and each budget unit contained in the General Appropriation Act and the Ancillary
50	Appropriation Act.
- <del>-</del>	rr -r
51	§16.8. Duties of the commissioner relative to the boards and commission database
52	A.(1) The commissioner shall ensure the website includes establish a boards
53	and commissions database that is electronically searchable by the public.
	, , , , , <sub>F</sub> .

1	(2) All boards and commissions that submit information to comissioner
2	pursuant to R.S. 49:1301, et seq. shall be required to provide information pursuant
3	to this Subpart.
4	* * *
5	C. The boards and commissions database shall include the following content:
6	(1) Membership membership information, employee information, and
7	financial and budget information required by R.S. 49:1302 and R.S. 24:513.2.
8	(2) Provide a link to or incorporate the annual reports submitted to the
9	legislature by the legislative auditor on boards, commissions, and like entities under
10	<del>R.S. 24:513.2(E).</del>
11	§16.10. Duties of the commissioner relative to the incentives database
12	A.(1) The commissioner shall ensure the website includes establish an
13	incentives database that is electronically searchable by the public.
14	
15	(3) Such information shall be provided no later than six months after the
16	effective date of such incentive expenditures and shall be updated as needed no less
17	than every twelve months thereafter. The state agencies that administer such
18	programs shall provide, or shall require the beneficiaries of each program to provide,
19	sufficient information to satisfy the requirements of this Subsection. The direct
20	recipient shall assume responsibility for reporting the information required in this
21	Section.
22	* * *
23	C. For the incentives database, the administering state agency shall report in
24	each fiscal year the following information:
25	* * *
26	(3) The estimated net new jobs and /or payroll, if available.
	(5) The estimated het new jobs and/or payron, it available.  * * *
27	
28	(8) The actual total capital investment or actual total state expenditures,
29	whichever is relevant based upon the incentive expenditure program being reported
30	on if available.
31	(9) The annual and total actual value of the benefits to such recipient if
32	available.
33	
2.4	
34	§16.12. Duties of the commissioner relative to the performance database
35	A. The commissioner shall ensure the website includes establish a
36	performance database that is electronically searchable by the public.
37	* * *
20	81 C 12 C 1' 1''
38	§16.13. Compliance auditing
39	
40	C.(1) The commissioner shall report agency noncompliance with this
41	Subpart to the Joint Legislative Committee on the Budget on at least a quarterly
42	basis.
43	(2) The commissioner shall report agency noncompliance with this Subpart
44	to the legislative auditor on at least a quarterly basis. The legislative auditor shall
45	request that any reports of noncompliance be added as an agenda item for the next
46	scheduled Legislative Audit Advisory Committee meeting. Upon request by the
47	commissioner or after six months of noncompliance, the legislative auditor shall
48	intervene to compel compliance.
49	* * *
•	
50	Section 4. R.S. 39:16.3(B), 16.4(B), 16.5(B)(1), (2), and (3) and (D),
51	16.6(B), 16.7, 16.8(B), 16.9, 16.10(B), 16.11, 16.13(D)(2), and 16.14 are hereby
52	repealed in their entirety.
<i>5</i> <u>2</u>	repealed in their entirety.
53	Section 5."

- 1 AMENDMENT NO. 25
- 2 On page 15, line 9, change "State" to "Louisiana"
- 3 AMENDMENT NO. 26
- 4 On page 15, at the end of line 12, after "complete." insert the following:
- The commissioner of administration shall have until July 1, 2025, to include any information in a dataset that is required by Subpart D of Part I of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950 that is not included as of July 1, 2023. Prior to July 1, 2026, the legislative auditor is not required to include any information required by Section 1 of this Act on the Louisiana Transparency Portal for any agency which does not maintain data on the LaGov
- statewide enterprise resource planning system."
- 12 <u>AMENDMENT NO. 27</u>
- On page 15, line 13, change "Section 5.(A)" to "Section 6.(A)"
- 14 <u>AMENDMENT NO. 28</u>
- On page 15, line 13, change "Sections 2 and 4" to "Sections 3, 4, and 5"
- 16 AMENDMENT NO. 29
- On page 15, at the end of line 17, delete "2" and at the beginning of line 18, delete "and 4"
- 18 and insert "3, 4, and 5"
- 19 AMENDMENT NO. 30
- 20 On page 15, delete lines 19 through 21 and insert the following:
- 21 "(B) The provisions of Sections 1 and 2 of this Act shall become effective
- when an Act of the Legislature of Louisiana containing a specific appropriation to
- 23 implement the provisions of Section 1 of this Act becomes effective."