

CONFERENCE COMMITTEE REPORT
Senate Bill No. 272 By Senator Murray

June 1, 2014

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 272 by Senator Murray, recommend the following concerning the Reengrossed bill:

1. That the House Committee Amendments Nos. 1 and 2 proposed by House Committee on House and Governmental Affairs and adopted by the House of Representatives on May 15, 2014 be adopted.
2. That Legislative Bureau Amendment No. 1 proposed by the Legislative Bureau and adopted by the House of Representatives on May 15, 2014 be adopted.

Respectfully submitted,

Senators:

Representatives:

Senator Edwin R. Murray

Representative Gregory Miller

Senator "Jody" Amedee

Representative Timothy G. Burns

Senator Gregory Tarver

Representative Michael E. Danahay

The legislative instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Ashley E. Menou.

CONFERENCE COMMITTEE REPORT DIGEST

Senate Bill No. 272 by Senator Murray

Keyword and summary of the bill as proposed by the Conference Committee

CAMPAIGN FINANCE. Provides that changes to the forms by the Supervisory Committee on Campaign Finance and personal financial disclosure forms by the Board of Ethics shall be accomplished through approval of the Committees on Senate and Governmental Affairs and House and Governmental Affairs. (8/1/14)

Report adopts House Committee amendments to:

1. Removes requirement for adoption of a rule and for the preparation and distribution of forms by rule through the Administrative Procedure Act.
2. Modifies provision providing for legislative approval for development and amendment of campaign finance forms and provides for a legislative approval and review process for campaign finance forms by the Senate and Governmental Affairs Committee and House and Governmental Affairs Committee.
3. Modifies provision providing for legislative approval for development and amendment of personal financial disclosure statements and provides for a legislative approval and review process for personal financial disclosure statements by the Senate and Governmental Affairs Committee and House and Governmental Affairs Committee.
4. Adds provisions providing that all forms, instructions, and explanations promulgated or prescribed by the Board of Ethics or the Supervisory Committee on Campaign Finance prior to the effective date of this bill will remain in effect until the Board of Ethics or the Supervisory Committee on Campaign Finance prepares new forms, instructions, and explanations and those forms, instructions, and explanations receive approval in accordance with the legislative approval process through the legislative governmental affairs committees.
5. Makes technical corrections.

Report adopts House Legislative Bureau Amendments to:

1. Make technical correction on House Committee amendment.

Report amends the bill to:

1. Removes requirement for adoption of a rule through the Administrative Procedure Act for development and amendment of campaign finance forms and personal financial disclosure statements.
2. Adds approval and process for the development and amendment of campaign finance forms and personal financial disclosure statements by the Senate and Governmental Affairs Committee and House and Governmental Affairs Committee.

Digest of the bill as proposed by the Conference Committee

Present law authorizes the Supervisory Committee on Campaign Finance Disclosure to provide by rule for the reporting of totals of information required by present law to be reported.

Proposed law repeals requirement for a rule, otherwise retains present law.

Present law authorizes the supervisory committee to adopt and promulgate rules in accordance with present law to provide for preparation and distribution of forms for all reports required by present law and to provide instructions and explanation for the completion of such forms.

Proposed law repeals present law.

Present law provides that all reports required by present law shall be filed with the supervisory committee as otherwise provided in present law on forms provided by the supervisory committee. Requires the supervisory committee to prepare forms for all reports required by present law in conformity with the requirements of present law and to cause such forms to be printed and sufficient copies thereof furnished to the clerks of court and in Orleans Parish to the clerk of the criminal district court, who shall make them available to all persons required to file reports under the provisions of present law. Provides that all forms shall contain instructions directing the person filing with whom to file reports. Requires the supervisory committee to provide forms in a simple format in conformity with the requirements of present law.

Proposed law retains present law. Additionally provides that all forms required by present law and all instructions and explanation for the completion of such forms prepared by the supervisory committee shall be submitted to the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs for review and approval. Provides that the approval of each legislative committee shall be required prior to the utilization of a form or related instructions or explanation.

Present law authorizes the Board of Ethics to adopt, amend, repeal, and enforce rules and regulations in the manner provided by present law (Administrative Procedure Act) to carry out the provisions and purposes of laws within its jurisdiction.

Proposed law retains present law, but provides that forms required by present law shall be prepared and prescribed by the Board of Ethics as provided in proposed law. Requires the board to submit all such proposed forms to the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs for review and approval. Provides that the approval of each legislative committee shall be required prior to the utilization of such a form.

Proposed law provides that upon receipt of a proposed form, instructions, or explanation, from the supervisory committee or the ethics board the legislative committees shall meet, either separately or jointly, within 60 days to consider and act on the proposed form, instructions, or explanation. Provides that approval by either legislative committee, meeting separately, shall require a favorable vote of a majority of the members present and voting, a quorum of the legislative committee being present. Provides that approval by the two legislative committees, meeting jointly, shall require a favorable vote of a majority of the members of each legislative committee present and voting, each house voting separately, a quorum of the joint legislative committee being present.

Proposed law provides that if the proposed form, instructions, or explanation fails to receive the approval of both legislative committees within 60 days after submission, the proposed form, instructions, or explanation shall be withdrawn from consideration.

Proposed law provides that all forms, instructions, and explanations promulgated or prescribed by the supervisory committee or ethics board prior to the effective of proposed law shall remain in effect until the supervisory committee or ethics board

prepares or prescribes new forms, instructions, or explanations and such forms, instructions, and explanations receive approval in accordance with the provisions of proposed law.

Effective August 1, 2014.

(Amends R.S. 18:1491.7(D), 1495.5(D), and 1511.3(A); adds R.S. 42:1134(A)(3); repeals R.S. 18:1511.2(A)(5))