

Regular Session, 2010

HOUSE BILL NO. 302

BY REPRESENTATIVE SMILEY

BOARDS/COMMISSIONS: Provides relative to disclosure of information concerning certain boards and commissions

1 AN ACT

2 To amend and reenact R.S. 49:1303(A) and (B) and 1304(B) and to enact R.S.  
3 49:1305(A)(3), relative to boards, commissions, and like entities; to provide relative  
4 to disclosure of certain information concerning certain boards, commissions, and like  
5 entities; to provide for the publication of such information on the Internet; to provide  
6 for the powers and duties of the commissioner of administration relative thereto; and  
7 to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 49:1303(A) and (B) and 1304(B) are hereby amended and reenacted  
10 and R.S. 49:1305(A)(3) is hereby enacted to read as follows:

11 §1303. Submission of notices and minutes; posting

12 A.(1) Each board, commission, or like entity covered by this Chapter shall  
13 submit each notice required to be included on the website pursuant to R.S.  
14 49:1302(A) to the commissioner of administration in a manner which allows the  
15 commissioner enough time to post the notice on the website prior to the deadline  
16 applicable to the board, commission, or like entity for giving notice pursuant to R.S.  
17 42:7.

18 (2) The commissioner of administration shall ensure that each notice is  
19 posted on the website as soon as possible after receipt.

1           B.(1) Each board, commission, or like entity covered by this Chapter shall  
2 submit minutes required to be included on the website pursuant to R.S. 49:1302(B)  
3 to the commissioner of administration within ten days after the minutes are adopted  
4 by the board, commission, or like entity.

5           (2) The commissioner of administration shall ensure that minutes are posted  
6 on the website no later than ten business days after receiving them.

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8           §1304. Submission of other information; posting

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10           B.(1) Except as provided in R.S. 49:1303, each board, commission, or like  
11 entity covered by this Chapter shall submit to the commissioner of administration all  
12 information required to be included on the website pursuant to R.S. 49:1302,  
13 including any change in information previously submitted, no later than thirty days  
14 after the information becomes available to the board, commission, or like entity.

15           (2) The commissioner of administration shall ensure that the information  
16 described in Paragraph (1) of this Subsection is posted on the website no later than  
17 ten business days after receiving it.

18   \*       \*       \*

19           §1305. Applicability

20           A. This Chapter shall apply to the following boards, commissions, and like  
21 entities:

22   \*       \*       \*

23           (3) Each board and commission whose members are required to file annual  
24 financial disclosure statements pursuant to R.S. 42:1124.2.1.

25   \*       \*       \*

26           Section 2.(A) Prior to the effective date of this Act, the commissioner of  
27 administration shall take all reasonable and necessary actions, including contacting boards,  
28 commissions, and like entities covered by this Act, to ensure that the information on the

1 website will be complete as required by this Act and Chapter 20 of Title 49 of the Louisiana  
2 Revised Statutes of 1950 on the effective date of this Act.

3 (B) Prior to the effective date of this Act, each board, commission, or like entity  
4 covered by this Act shall fully cooperate with the commissioner of administration in  
5 implementing and complying with the requirements of this Section. Prior to the effective  
6 date of this Act, each board, commission, and like entity covered by this Act shall provide  
7 the information required by this Act and Chapter 20 of Title 49 of the Louisiana Revised  
8 Statutes of 1950 to the commissioner of administration as soon as possible to allow for the  
9 inclusion of the information on the website on the effective date of this Act.

10 Section 3. This Act shall become effective on January 1, 2011.

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#### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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Smiley

HB No. 302

**Abstract:** Requires that certain additional boards and commissions provide information for posting on a website maintained by the commissioner of administration; provides relative to posting such information.

Present law (effective March 1, 2010) requires the commissioner of administration to establish and maintain a website to post certain specified information concerning certain boards and commissions, including notices and minutes, statutory citations, contact information, membership information, employee information, information concerning the budget and finances of the board or commission, and rules and regulations of the board or commission. Provides deadlines for submitting such information to the commissioner of administration. Further provides that all submissions of required information be made electronically in a format designated by the commissioner of administration.

Present law applies to any board, commission, or like entity that is a licensing agency pursuant to present law (Licensing Agency Budget Act—R.S. 39:1332) and to the La. Board of Cosmetology (R.S. 37:571). Provides further that present law applies to any committee, subcommittee, or panel of any such licensing agency or of the La. Board of Cosmetology.

Proposed law retains present law. Requires the commissioner of administration to ensure that each notice received from a board, commission, or like entity is posted on the website as soon as possible after receipt and that other information must be posted on the website no later than ten business days after receiving it. Expands the number of boards and commissions required to submit information by including each board and commission whose members are required to file annual financial disclosure statements pursuant to present law (Code of Governmental Ethics—R.S. 42:1124.2; present law requires that the following file financial disclosure statements:

- (1) Each member and any designee of a member of a board or commission that has the authority to expend, disburse, or invest \$10,000 or more in a fiscal year.

- (2) Each member of the State Civil Service Commission.
- (3) Each member of the Board of Commissioners of the La. Stadium and Exposition District.

Effective Jan. 1, 2011.

(Amends R.S. 49:1303(A) and (B) and 1304(B); Adds R.S. 49:1305(A)(3))