



# Louisiana Housing Corporation

## Board of Directors

### Agenda Item #6

Resolution adopting the completed Louisiana Compliance Questionnaire for Audit Engagements of Governmental Entities, (labeled as "Exhibit A"); and to provide for other matters in connection therewith.

September 11, 2019

The following resolution was offered by Board Member \_\_\_\_\_ and seconded by Board Member \_\_\_\_\_:

**RESOLUTION**

**To adopt the completed Louisiana Compliance Questionnaire for Audit Engagements of Governmental Entities, attached as Exhibit A; and providing for other matters in connection therewith.**

**WHEREAS**, La. R.S. §40:600.104(B) states, "The Legislative Auditor shall prepare an annual audit of the accounts and operations of the corporation"; and

**WHEREAS**, in accordance with La R.S. §24:513, the State Legislative Auditor has issued the Louisiana Compliance Questionnaire for Audit Engagements of Governmental Entities, attached as Exhibit A and hereinafter referred to as "the Questionnaire;" and

**WHEREAS**, the staff of the Corporation has completed the Questionnaire to the best of their belief and knowledge; and

**WHEREAS**, the State Legislative Auditor requires that the Questionnaire be presented to and adopted by the governing body of the Corporation by means of a formal resolution in an open meeting.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Louisiana Housing Corporation (the "Board"), acting as the governing authority of said Corporation, that:

**SECTION 1.** The completed Louisiana Compliance Questionnaire for Audit Engagements of Governmental Entities, attached as Exhibit "A", is hereby adopted.

**SECTION 2.** The Corporation staff is hereby authorized and directed to submit the Questionnaire appropriately as required by the State Legislative Auditor.

**SECTION 3.** The Corporation staff and counsel are authorized and directed to prepare any ancillary documents as may be necessary to implement the Board's actions.

**SECTION 4.** The Chairman, Vice-Chairman, Executive Director, and/or Secretary of the Corporation be and they are hereby authorized, empowered and directed to execute any forms and/or documents required to be executed on behalf of and in the name of the Corporation, the terms of which are to be consistent with the provisions of this resolution.

This resolution having been submitted to a vote, the vote thereon was as follows:

**YEAS:**

**NAYS:**

**ABSENT:**

**ABSTAIN:**

And the resolution was declared adopted on this, the 11<sup>th</sup> day of September, 2019.

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Chairman

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Secretary

**STATE OF LOUISIANA**

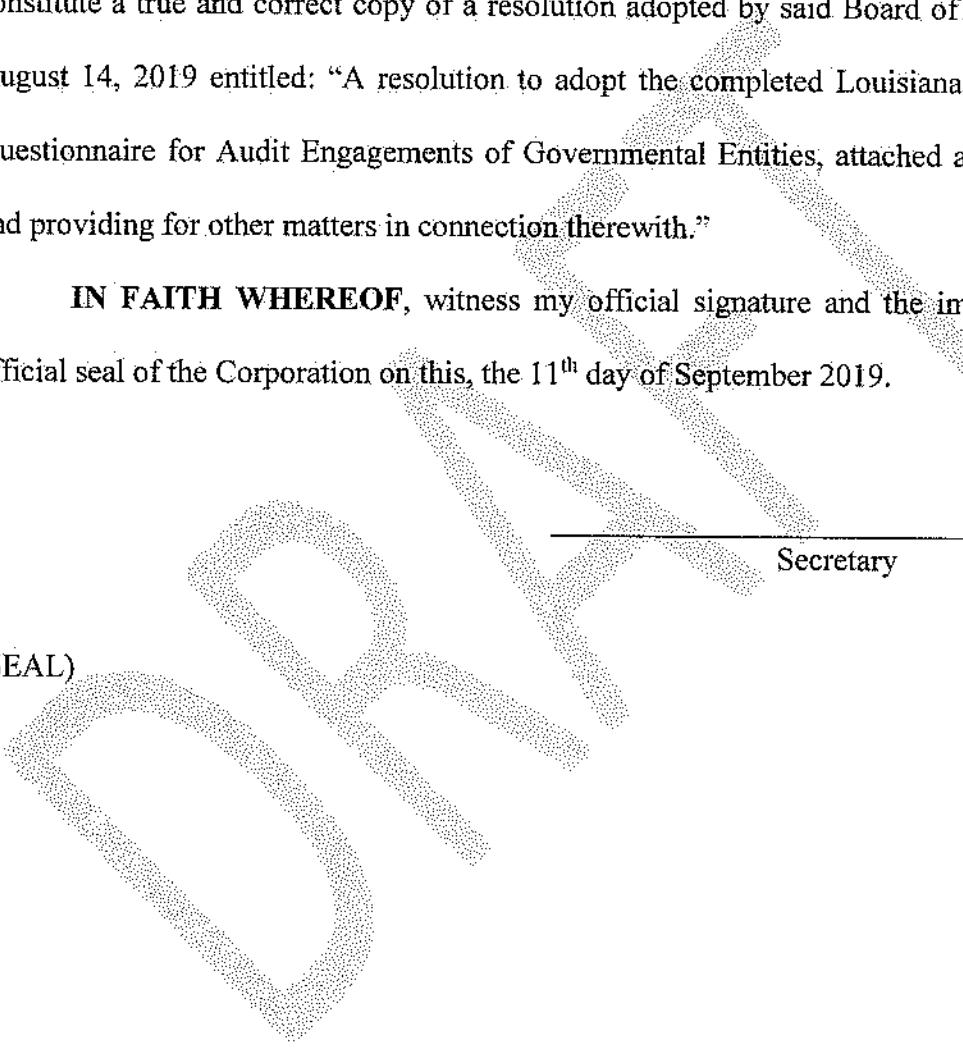
**PARISH OF EAST BATON ROUGE**

I, the undersigned Secretary of the Board of Directors of the Louisiana Housing Corporation (the "Corporation"), do hereby certify that the foregoing two (2) pages constitute a true and correct copy of a resolution adopted by said Board of Directors on August 14, 2019 entitled: "A resolution to adopt the completed Louisiana Compliance Questionnaire for Audit Engagements of Governmental Entities, attached as Exhibit A; and providing for other matters in connection therewith."

**IN FAITH WHEREOF**, witness my official signature and the impress of the official seal of the Corporation on this, the 11<sup>th</sup> day of September 2019.

\_\_\_\_\_  
Secretary

(SEAL)



**LOUISIANA COMPLIANCE QUESTIONNAIRE  
(For Audit Engagements of Governments)**

Dear Chief Executive Officer:

Attached is the Louisiana Compliance Questionnaire that is to be completed by you or your staff. This questionnaire is a required part of a financial audit of Louisiana state and local government agencies. The completed and signed questionnaire must be presented to and adopted by the governing body, if any, of your organization by means of a formal resolution in an open meeting. Independently elected officials should sign the document, in lieu of such a resolution.

The completed and signed questionnaire and a copy of the adoption instrument, if appropriate, **must be given to the auditor at the beginning of the audit**. The auditor will, during the course of his/her regular audit, test the accuracy of the responses in the questionnaire. It is not necessary to return the questionnaire to the Legislative Auditor's office.

Certain portions of the questionnaire may not be applicable to your organization. In such cases, it is appropriate to mark the representation "not applicable." However, you must respond to each applicable representation. A 'yes' answer indicates that you have complied with the applicable law or regulation. A 'no' answer to any representation indicates a possible violation of law or regulation and, as such, should be fully explained. These matters will be reviewed by the auditor during the course of his/her audit. Please feel free to attach a further explanation of any representation.

Your cooperation in this matter will be greatly appreciated.

Sincerely,

Daryl G. Purpera, CPA, CFE  
Louisiana Legislative Auditor

Enclosure

**LOUISIANA COMPLIANCE QUESTIONNAIRE**  
**(For Audit Engagements of Government Agencies)**

August 14, 2019

Duplantier, Hrapmann, Hogan & Maher, LLP, CPA's  
1340 Poydras Street, Suite 2000  
New Orleans, LA 70122-1223

In connection with your audit of our financial statements as of June 30, 2019 and for July 1, 2018 thru June 30, 2019 for the purpose of expressing an opinion as to the fair presentation of our financial statements in accordance with accounting principles generally accepted in the United States of America, to assess our internal control structure as a part of your audit, and to review our compliance with applicable laws and regulations, we confirm, to the best of our knowledge and belief, the following representations. These representations are based on the information available to us as of July 19, 2019.

**PART I. AGENCY PROFILE**

1. Name and address of the organization.

**Louisiana Housing Corporation**  
**2415 Quail Drive**  
**Baton Rouge, LA 70808**

2. List the population of the municipality or parish based upon the last official United States Census or most recent official census (municipalities and police juries only). Include the source of the information.

**Not Applicable**

3. List names, addresses, and telephone numbers of entity officials. Include elected/appointed members of the governing board, chief executive and fiscal officer, and legal counsel.

**See Attached**

4. Period of time covered by this questionnaire.

**July 1, 2018 to June 30, 2019**

5. The entity has been organized under the following provisions of the Louisiana Revised Statute(s) (R.S.) and, if applicable, local resolutions/ordinances.

**Louisiana Housing Corporation Act, Chapter 3-G of Title 40**

6. Briefly describe the public services provided.

**Assist in the financing of safe, decent and affordable housing for Louisiana residents**

7. Expiration date of current elected/appointed officials' terms.

**Directors - Governor's Appointees (6) with staggered terms for two in each of two, three and four year terms; Senate President (2) and House Speaker (2) Appointees at their pleasure; State Treasurer-Ex-Officio**

**Executive Director-At the pleasure of the Board**

**Chairperson and Vice Chair-Annual selection by the Board from its membership**

**Secretary-Selection by the Board**

#### LEGAL COMPLIANCE

##### **PART II. PUBLIC BID LAW**

8. The provisions of the public bid law, R.S. Title 38:2211-2296, and, where applicable, the regulations of the Division of Administration, State Purchasing Office have been complied with.

- A) All public works purchases exceeding \$154,450 have been publicly bid.
- B) All material and supply purchases exceeding \$30,000 have been publicly bid.

Yes [X] No [ ]

##### **PART III. CODE OF ETHICS LAW FOR PUBLIC OFFICIALS AND PUBLIC EMPLOYEES**

9. It is true that no employees or officials have accepted anything of value, whether in the form of a service, loan, or promise, from anyone that would constitute a violation of R.S. 42:1101-1124.

Yes [X] No [ ]

10. It is true that no member of the immediate family of any member of the governing authority, or the chief executive of the governmental entity, has been employed by the governmental entity after April 1, 1980, under circumstances that would constitute a violation of R.S. 42:1119.

Yes [X] No [ ]

##### **PART IV. LAWS AFFECTING BUDGETING**

11. We have complied with the budgeting requirements of the Local Government Budget Act (R.S. 39:1301-15) R.S. 39:33, or R.S. 39:1331-1342, as applicable:

###### A. Local Budget Act

- 1. We have adopted a budget for the general fund and all special revenue funds (R.S. 39:1305).
- 2. The chief executive officer, or equivalent, has prepared a proposed budget that included a budget message, a proposed budget for the general fund and each special revenue fund, and a budget adoption instrument that specified the chief executive's authority to make budgetary amendments without approval of the governing authority. Furthermore, the proposed expenditures did not exceed estimated funds to be available during the period (R.S. 39:1305).
- 3. The proposed budget was submitted to the governing authority and made available for public inspection at least 15 days prior to the beginning of the budget year (R.S. 39:1306).
- 4. To the extent that proposed expenditures were greater than \$500,000, we have made the budget available for public inspection and have advertised its availability in our official journal. The

advertisement included the date, time, and place of the public hearing on the budget. Notice has also been published certifying that all actions required by the Local Government Budget Act have been completed (R.S. 39:1307).

5. If required, the proposed budget was made available for public inspection at the location required by R.S. 39:1308.
6. All action necessary to adopt and finalize the budget was completed prior to the date required by state law. The adopted budget contained the same information as that required for the proposed budget (R.S. 39:1309).
7. After adoption, a certified copy of the budget has been retained by the chief executive officer or equivalent officer (R.S. 39:1309).
8. To the extent that proposed expenditures were greater than \$500,000, the chief executive officer or equivalent notified the governing authority in writing during the year when actual receipts plus projected revenue collections for the year failed to meet budgeted revenues by five percent or more, or when actual expenditures plus projected expenditures to year end exceeded budgeted expenditures by five percent or more (R.S. 39:1311).
9. The governing authority has amended its budget when notified, as provided by R.S. 39:1311. (Note, general and special revenue fund budgets should be amended, regardless of the amount of expenditures in the fund, when actual receipts plus projected revenue collections for the year fail to meet budgeted revenues by five percent or more; or when actual expenditures plus projected expenditures to year end exceed budgeted expenditures by five percent or more. State law exempts from the amendment requirements special revenue funds with anticipated expenditures of \$500,000 or less, and exempts special revenue funds whose revenues are expenditure-driven - primarily federal funds-from the requirement to amend revenues.)

Not Applicable

Yes [ ] No [ ]

### B. State Budget Requirements

1. The state agency has complied with the budgetary requirements of R.S. 39:33

Not Applicable

Yes [1] No [1]

### C. Licensing Boards

in the budgetary  
Not Applicable

1331-1342.

## **PART V. ACCOUNTING, AUDITING, AND FINANCIAL REPORTING LAWS**

12. We have maintained our accounting records in such a manner as to provide evidence of legal compliance and the preparation of annual financial statements to comply with R.S. 24:513 and 515, and/or 32:463.

Yes (X) No ( )

13. All non-exempt governmental records are available as a public record and have been retained for at least three years, as required by R.S. 44:1, 44:7, 44:31, and 44:36.

Yes  No

14. We have filed our annual financial statements in accordance with R.S. 24:514, and 33:463 where applicable.  Yes  No

Yes [X] No [ ]

15. We have had our financial statements audited in a timely manner in accordance with R.S. 24:513.

Yes [X] No [ ]

16. We did not enter into any contracts that utilized state funds as defined in R.S. 39:72.1 A. (2); and that were subject to the public bid law (R.S. 38:2211, et seq.), while the agency was not in compliance with R.S. 24:513 (the audit law).

Yes [ X ] No [ ]

17. We have complied with R.S. 24:513 A. (3) regarding disclosure of compensation, reimbursements, benefits and other payments to the agency head, political subdivision head, or chief executive officer.

Yes [X] No [ ]

18. We have remitted all fees, fines, and court costs collected on behalf of other entities, in compliance with applicable Louisiana Revised Statutes or other laws.

Yes [X] No [ ]

**PART VI. MEETINGS**

19. We have complied with the provisions of the Open Meetings Law, provided in R.S. 42:11 through 42:28.

Yes [X] No [ ]

**PART VII. ASSET MANAGEMENT LAWS**

20. We have maintained records of our fixed assets and movable property records, as required by R.S. 24:515 and/or 39:321-332, as applicable.

Yes [X] No [ ]

**PART VIII. FISCAL AGENCY AND CASH MANAGEMENT LAWS**

21. We have complied with the fiscal agency and cash management requirements of R.S. 39:1211-45 and 49:301-327, as applicable.

Yes [X] No [ ]

**PART IX. DEBT RESTRICTION LAWS**

22. It is true we have not incurred any long-term indebtedness without the approval of the State Bond Commission, as provided by Article VII, Section 8 of the 1974 Louisiana Constitution, Article VI, Section 33 of the 1974 Louisiana Constitution, and R.S. 39:1410.60-1410.65.

Yes [X] No [ ]

23. We have complied with the debt limitation requirements of state law (R.S. 39:562).

Yes [X] No [ ]

24. We have complied with the reporting requirements relating to the Fiscal Review Committee of the State Bond Commission (R.S. 39:1410.62).

Yes [X] No [ ]

**PART X. REVENUE AND EXPENDITURE RESTRICTION LAWS**

25. We have restricted the collections and expenditures of revenues to those amounts authorized by Louisiana statutes, tax propositions, and budget ordinances.

Yes [X] No [ ]

26. It is true we have not advanced wages or salaries to employees or paid bonuses in violation of Article VII, Section 14 of the 1974 Louisiana Constitution, R.S. 14:138, and AG opinion 79-729.

Yes [X] No [ ]

27. It is true that no property or things of value have been loaned, pledged, or granted to anyone in violation of Article VII, Section 14 of the 1974 Louisiana Constitution.

Yes [X] No [ ]

**PART XI. ISSUERS OF MUNICIPAL SECURITIES**

28. It is true that we have complied with the requirements of R.S. 39:1438.C.

Yes [X] No [ ]

**PART XI. QUESTIONS FOR SPECIFIC GOVERNMENTAL UNITS**

Parish Governments

29. We have adopted a system of road administration that provides as follows:

- A. Approval of the governing authority of all expenditures, R.S. 48:755(A).
- B. Development of a capital improvement program on a selective basis, R.S. 48:755.
- C. Centralized purchasing of equipment and supplies, R.S. 48:755.
- D. Centralized accounting, R.S. 48:755.
- E. A construction program based on engineering plans and inspections, R.S. 48:755.
- F. Selective maintenance program, R.S. 48:755.
- G. Annual certification of compliance to the auditor, R.S. 48:758.

## School Boards

30. We have complied with the general statutory, constitutional, and regulatory provisions of the Louisiana Department of Education, R.S. 17:51-400.

Not Applicable Yes [ ] No [ ]

31. We have complied with the regulatory circulars issued by the Louisiana Department of Education that govern the Minimum Foundation Program.

Not Applicable Yes [ ] No [ ]

32. We have, to the best of our knowledge, accurately compiled the performance measurement data contained in the following schedules and recognize that your agreed-upon procedures will be applied to such schedules and performance measurement data:

Parish school boards are required to report, as part of their annual financial statements, measures of performance. These performance indicators are found in the supplemental schedules.

- Schedule 1, General Fund Instructional and Support Expenditures and Certain Local Revenue Sources
- Schedule 2, Class Size Characteristics

We have also, to the best of our knowledge, accurately compiled the performance measurement data contained in the following schedules, and recognize that although the schedules will not be included in the agreed-upon procedures report, the content of the schedules will be tested and reported upon by school board auditors in the school board performance measures agreed-upon procedures report:

- Education Levels of Public School Staff
- Experience of Public Principals, Assistant Principals, and Full-time Classroom Teachers
- Public School Staff Data: Average Salaries

We understand that the content of the first two schedules will be tested and reported upon together.

**Not Applicable** Yes  No

## Tax Collectors

33. We have complied with the general statutory requirements of R.S. 47

**Not Applicable** Yes [ ] No [ ]

### Sheriffs

34. We have complied with the state supplemental pay regulations of R.S. 40:1667.7

Not Applicable Yes [ ] No [ ]

35. We have complied with R.S. 13:5535 relating to the feeding and keeping of prisoners [ ]

Not Applicable Yes [ ] No [ ]

## District Attorneys

36. We have complied with the regulations of the DCES that relate to the Title IV-D Program.

Not Applicable Yes [ ] No [ ]

Assessors

37. We have complied with the regulatory requirements found in R.S. Title 47.  
**Not Applicable** Yes [ ] No [ ]

38. We have complied with the regulations of the Louisiana Tax Commission relating to the reassessment of property.  
**Not Applicable** Yes [ ] No [ ]

Clerks of Court

39. We have complied with R.S. 13:751-917 and applicable sections of R.S. 11:1501-1562.  
**Not Applicable** Yes [ ] No [ ]

Libraries

40. We have complied with the regulations of the Louisiana State Library.  
**Not Applicable** Yes [ ] No [ ]

Municipalities

41. Minutes are taken at all meetings of the governing authority (R.S. 42:20).  
**Not Applicable** Yes [ ] No [ ]

42. Minutes, ordinances, resolutions, budgets, and other official proceedings of the municipalities are published in the official journal (R.S. 43:141-146 and A.G. 86-528).  
**Not Applicable** Yes [ ] No [ ]

43. All official action taken by the municipality is conducted at public meetings (R.S. 42:11 to 42:28).  
**Not Applicable** Yes [ ] No [ ]

Airports

44. We have submitted our applications for funding airport construction or development to the Department of Transportation and Development as required by R.S. 2:802.  
**Not Applicable** Yes [ ] No [ ]

45. We have adopted a system of administration that provides for approval by the department for any expenditures of funds appropriated from the Transportation Trust Fund, and no funds have been expended without department approval (R.S. 2:810).  
**Not Applicable** Yes [ ] No [ ]

46. All project funds have been expended on the project and for no other purpose (R.S. 2:810).  
**Not Applicable** Yes [ ] No [ ]

47. We have certified to the auditor, on an annual basis, that we have expended project funds in accordance with the standards established by law (R.S. 2:811).  
**Not Applicable** Yes [ ] No [ ]

Ports

48. We have submitted our applications for funding port construction or development to the Department of Transportation and Development as required by R.S. 34:3452.  
**Not Applicable** Yes [ ] No [ ]

49. We have adopted a system of administration that provides for approval by the department for any expenditures of funds made out of state and local matching funds, and no funds have been expended without department approval (R.S. 34:3460).  
**Not Applicable** Yes [ ] No [ ]

50. All project funds have been expended on the project and for no other purpose (R.S. 34:3460).  
**Not Applicable** Yes [ ] No [ ]

51. We have established a system of administration that provides for the development of a capital improvement program on a selective basis, centralized purchasing of equipment and supplies, centralized accounting, and the selective maintenance and construction of port facilities based upon engineering plans and inspections (R.S. 34:3460).  
**Not Applicable** Yes [ ] No [ ]

52. We have certified to the auditor, on an annual basis, that we have expended project funds in

accordance with the standards established by law (R.S. 34:3461).

**Not Applicable**

Yes [ ] No [ ]

Sewerage Districts

53. We have complied with the statutory requirements of R.S. 33:3881-4159.10.

**Not Applicable**

Yes [ ] No [ ]

Waterworks Districts

54. We have complied with the statutory requirements of R.S. 33:3811-3837.

**Not Applicable**

Yes [ ] No [ ]

Utility Districts

55. We have complied with the statutory requirements of R.S. 33:4161-4546.21.

**Not Applicable**

Yes [ ] No [ ]

Drainage and Irrigation Districts

56. We have complied with the statutory requirements of R.S. 38:1601-1707 (Drainage Districts); R.S. 38:1751-1921 (Gravity Drainage Districts); R.S. 38:1991-2048 (Levee and Drainage Districts); or R.S. 38:2101-2123 (Irrigation Districts), as appropriate.

**Not Applicable**

Yes [ ] No [ ]

Fire Protection Districts

57. We have complied with the statutory requirements of R.S. 40:1491-1509.

**Not Applicable**

Yes [ ] No [ ]

Other Special Districts

58. We have complied with those specific statutory requirements of state law applicable to our district.

**Not Applicable**

Yes [ ] No [ ]

The previous responses have been made to the best of our belief and knowledge. We have disclosed to you all known noncompliance of the foregoing laws and regulations, as well as any contradictions to the foregoing representations. We have made available to you documentation relating to the foregoing laws and regulations.

We have provided you with any communications from regulatory agencies or other sources concerning any possible noncompliance with the foregoing laws and regulations, including any communications received between the end of the period under examination and the issuance of this report. We acknowledge our responsibility to disclose to you and the Legislative Auditor any known noncompliance that may occur subsequent to the issuance of your report.

(Lloyd S. "Buddy" Spillers)

Chairman

August 15, 2019

Date

(Edselle Keith Cunningham, Jr.)

Executive Director

July 29, 2019

Date

(Barry Brooks)

Secretary

July 26, 2019

Date