
DIGEST

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HB 241 Reengrossed

2015 Regular Session

Barras

Abstract: Removes provisions requiring the secretary of state to distribute certain publications and documents to specified officials and certain public agencies and removes provisions requiring that the fees collected for copies of the Acts of the legislature be remitted by the secretary of state to the supreme court for the purchase of law books for the Law Library of La. at New Orleans. Reduces the number of copies of certain documents provided to certain libraries free of charge.

Present law (R.S. 24:173) requires the secretary of state to distribute the current Acts and journals of the legislature to the following:

- (1) Each legislator, upon request in writing to the secretary no later than Sept. 1 of each year, not more than two copies of the Acts and journals.
- (2) Each department of state government and each state agency so designated by law, one copy of the Acts.
- (3) Each district attorney and sheriff and each clerk of the civil and criminal district courts throughout the state, one copy of the Acts; the clerk of each city, municipal, and juvenile court, one copy of the Acts and journals; and to the clerk or secretary of each parish governing authority, one copy of the Acts.
- (4) Each clerk of the courts of appeal of the state, three copies of the Acts.
- (5) The clerk of the Supreme Court of La., seven copies of the Acts and journals.
- (6) The clerk of each of the U.S. courts of appeal and district courts in and for the state of La., one copy of the Acts.
- (7) Each U.S. Senator and Representative elected from La., one copy of the Acts.
- (8) The State Library of La. and the Huey P. Long Memorial Library, three copies of the Acts and journals.
- (9) The Law Library of La. at New Orleans, 25 copies of the Acts to be used for library purposes and exchange purposes with state libraries of other states or other department or agencies thereof.

Present law further authorizes the secretary of state to distribute copies of Acts of the legislature to foreign governments or foreign institutions of learning as a means of promoting the free interchange of information regarding current social and legal developments.

Proposed law repeals present law. Proposed law instead requires the secretary of state to distribute one copy of the Acts and journals of each house of the legislature to the State Library of La. and one copy of the Acts of the legislature to both the Huey P. Long Memorial Library and the Law Library of La. at New Orleans.

Present law (R.S. 24:205) further requires the secretary of state to print and distribute the reports, studies, and recommended publications of the La. State Law Institute in the same manner as the Acts of the legislature. Proposed law removes this requirement and provides instead that such reports, studies, and recommended publications are public and available as provided by law.

Present law (R.S. 25:125) requires the secretary of state to deliver to the law library of LSU, no later than 90 days after they are printed, 10 copies of the Acts; five copies of the journals; and five copies of the proceedings of any constitutional convention. Requires the law library to exchange such documents for publications related to government useful to students of public law and to public officials, and to catalogue such material so as to make it serviceable to members of the legislature. Proposed law reduces the number of copies to three copies of the Acts, two copies of the journals, and two copies of the proceedings of any constitutional convention and otherwise retains present law.

Present law (R.S. 43:22) requires the secretary of state to retain and keep in the state archives one printed copy and one microfilm copy of the Acts of the legislature, and after making the distributions required by present law (R.S. 24:173 and R.S. 25:125), to collect from any person or public or private entity to which he distributes a copy (except those to which he is required by law to distribute copies) a fee equal to the cost of printing and delivery plus 10%. Provides that the proceeds shall be remitted by the secretary of state to the Supreme Court for the purchase of law books for the Law Library of La. at New Orleans.

Proposed law removes the references to the distributions required by present law (R.S. 24:173 and R.S. 25:125) and removes the exception from the fee for such distributions for officials of the state. Further removes the requirement that the secretary of state remit the fee to the Supreme Court for the purchase of law books for the Law Library of La. at New Orleans. Otherwise retains present law.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 24:205, R.S. 25:125, and R.S. 43:22; Adds R.S. 24:173.1; Repeals R.S. 24:173)

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Restore the requirement for the provision of copies of Acts and journals, as the case may be, to the State Library of La., Huey P. Long Memorial Library, and the Law Library of La. at New Orleans, but at a reduced number of copies.
2. Restore the requirement for the provision of copies of Acts, journals, and constitutional convention records to the LSU law library, but at a reduced number of copies.
3. Restore the requirement that the secretary of state distribute copies of the Acts free of charge to any state agency to which he is required by law to distribute copies.