Regular Session, 2011

HOUSE BILL NO. 284

BY REPRESENTATIVES WILLMOTT, BILLIOT, CONNICK, HENRY, LABRUZZO, LIGI, AND LOPINTO AND SENATORS APPEL, MARTINY, AND QUINN

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CIVIL SERVICE/MUNICIPAL: Provides a public records exemption applicable to certain records pertaining to Jefferson Parish civil service exams

AN ACT

To enact R.S. 44:21.1, relative to public records; to provide a public records exemption for certain records in the custody of the Jefferson Parish Personnel Department; and to provide for related matters.

Notice of intention to introduce this Act has been published as provided by Article III, Section 13 of the Constitution of Louisiana.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 44:21.1 is hereby enacted to read as follows:

§21.1. Jefferson Parish civil service; test materials confidential

Notwithstanding any other provision of law to the contrary, all tests and records, the content of which includes or indicates actual content or answers for tests that are prepared, administered, or scored by the Jefferson Parish Personnel Department shall be confidential and shall not be released by any person except for:

(1) The production and exhibition of test questions, answers, and papers to the Jefferson Parish Personnel Board, provided that such production and exhibition and any discussion of such materials shall occur in executive session as authorized by R.S. 42:17.

(2) As necessary for the actual administration of the test.

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

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)]

Willmott HB No. 284

Abstract: Provides a public records exemption for certain records of the Jefferson Parish Personnel Dept.

Present law provides for availability of public records in the custody of the state or any political subdivision. Further provides specific exceptions to this availability. Proposed law retains present law.

Proposed law adds an exception to the Public Records Law for promotional or competitive tests and certain records relative thereto in the custody of the Jefferson Parish Personnel Dept.

Proposed law provides two exceptions to this proposed law:

(1) Under certain circumstances, for the production of test questions, answers, and papers to the Jefferson Parish Personnel Board.

(2) For the actual administration of the test itself.

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

(Adds R.S. 44:21.1)

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