

Regular Session, 2011

HOUSE BILL NO. 313

BY REPRESENTATIVES SIMON AND BARROW

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

PUBLIC BLDGS/GROUNDS-ST: Requires state buildings to provide suitable areas for breastfeeding and lactation

1 AN ACT

2 To enact Subpart D-1 of Part VII of Chapter 1 of Title 49 of the Louisiana Revised Statutes
3 of 1950, to be comprised of R.S. 49:148.4.1, relative to certain public buildings; to
4 provide for suitable accommodation for breastfeeding and lactation; to provide
5 specifications for design features; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Subpart D-1 of Part VII of Chapter 1 of Title 49 of the Louisiana Revised
8 Statutes of 1950, comprised of R.S. 49:148.4.1, is hereby enacted to read as follows:

9 SUBPART D-1. PUBLIC BUILDINGS - ACCOMMODATION FOR

10 BREASTFEEDING AND LACTATION

11 §148.4.1. State-owned buildings; suitable accommodation for breastfeeding and
12 lactation

13 A. The requirements set forth in this Section shall apply to the state-owned
14 buildings, educational institutions, and office buildings provided for in Subsection
15 C of this Section which are constructed, renovated, or remodeled in whole or in part
16 by the use of state funds, or the funds of any board, commission, agency, or
17 department of the state, referred to hereafter as "state buildings"; provided, however,
18 that the provisions of this Subpart shall not apply to buildings constructed by parish
19 or city school boards.

1 B. The state buildings provided for in Subsection C of this Section shall
2 provide suitable accommodation in the form of a room, other than a toilet stall, for
3 the exclusive use of women to breastfeed a child or express breast milk. Such
4 accommodation shall have, at minimum, all of the following features:

5 (1) A lockable door.

6 (2) A work surface and chair.

7 (3) Storage for cleaning supplies.

8 (4) Conveniently placed electrical outlets.

9 C. On or before July 1, 2014, the superintendent of the office of state
10 buildings shall cause to be constructed in exactly ten state buildings rooms of the
11 type provided for in this Subpart, in a number of at least one room per building. The
12 superintendent shall select the buildings in which the specified rooms shall be
13 constructed according to criteria including but not limited to the following:

14 (1) Cost minimization. The superintendent shall consider the particular
15 design aspects of different areas within public buildings in order to determine
16 feasibility of construction of the specified room and to carry out such construction
17 in a manner that minimizes cost.

18 (2) Demand for utilization. The superintendent shall consider the estimated
19 demand for utilization of the specified room by employees domiciled in the building
20 and the public.

21 D. Subject to appropriation, the office of state buildings may construct rooms
22 of the type provided for in this Subpart in a number of public buildings greater than
23 ten.

24 E. To carry out the provisions of this Subpart, the office of state buildings
25 may contract for and accept private contributions, gifts, and grants, or in-kind aid
26 from the federal government, the state, or any other source.

27 Section 2. This Act shall become effective on July 1, 2012.

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)]

Simon

HB No. 313

Abstract: Requires that suitable areas for breastfeeding and lactation shall be caused to be constructed in 10 state buildings by July 1, 2014.

Proposed law provides that for the purposes of proposed law, "state buildings" shall mean state-owned buildings, educational institutions, and office buildings which are constructed, renovated, or remodeled in whole or in part by the use of state funds, or the funds of any board, commission, agency, or department of the state.

Proposed law provides that the provisions of proposed law shall not apply to buildings constructed by parish or city school boards.

Proposed law requires that certain state buildings provide suitable accommodation in the form of a room, other than a toilet stall, for the exclusive use of women to breastfeed a child or express breast milk.

Proposed law requires that such breastfeeding and lactation accommodation have, at a minimum, all of the following features:

- (1) A lockable door.
- (2) A work surface and chair.
- (3) Storage for cleaning supplies.
- (4) Conveniently placed electrical outlets.

Proposed law requires the superintendent of the office of state buildings to cause to be constructed at least one room as described in proposed law in 10 state buildings on or before July 1, 2014. The superintendent shall select the buildings in which the specified rooms shall be constructed according to criteria including but not limited to cost minimization and demand for utilization.

Proposed law authorizes the office of state buildings to construct rooms of the type provided for in proposed law in more than 10 public buildings.

Proposed law authorizes the office of state buildings to contract for and accept private contributions, gifts, and grants, or in-kind aid from the federal government, the state, or any other source to carry out the provisions of proposed law.

Effective July 1, 2012.

(Adds R.S. 49:148.4.1)

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Appropriations to the original bill.

1. Deleted certain minimum accomodation requirements.
2. Limited mandatory application of proposed law to at least one room in 10 buildings. Required that such rooms shall be caused to be constructed on or before July 1, 2014.
3. Provided that additional rooms may be constructed subject to appropriation.
4. Permitted the office of state buildings to accept money from other sources to carry out the provisions of proposed law.
5. Added an effective date.