



LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: **HB 313** HLS 11RS 753
Bill Text Version: **ENGROSSED**
Opp. Chamb. Action:

Proposed Amd.:
Sub. Bill For.:

| | |
|--|---------------------------------|
| Date: June 7, 2011 7:54 PM | Author: SIMON |
| Dept./Agy.: Division of Administration | |
| Subject: State Buildings - Breast-feeding & lactation | Analyst: Travis McIlwain |

PUBLIC BLDGS/GROUNDS-ST EG +\$42,000 GF EX See Note Page 1 of 1
Requires state buildings to provide suitable areas for breastfeeding and lactation

Proposed legislation provides that 10 state buildings shall provide suitable accommodation in the form a room, other than a toilet stall, for the exclusive use of women to breast feed a child or express milk. The accommodation shall have at a minimum: 1.) a lockable door, 2.) a work surface and chair, 3.) storage of cleaning supplies, 4.) conveniently placed electrical outlets. Proposed legislation with proposed amendments provides that the Office of State Buildings shall construct these rooms in 10 buildings and shall select the buildings based upon the following criteria: 1.) cost minimization, 2.) utilization demand.

Effective July 1, 2012.

| EXPENDITURES | 2011-12 | 2012-13 | 2013-14 | 2014-15 | 2015-16 | 5 -YEAR TOTAL |
|----------------|---------|----------|----------|----------|---------|---------------|
| State Gen. Fd. | \$0 | INCREASE | INCREASE | INCREASE | \$0 | \$0 |
| Agy. Self-Gen. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Ded./Other | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Federal Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Local Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Annual Total | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |

| REVENUES | 2011-12 | 2012-13 | 2013-14 | 2014-15 | 2015-16 | 5 -YEAR TOTAL |
|----------------|-----------|-----------|-----------|-----------|-----------|---------------|
| State Gen. Fd. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Agy. Self-Gen. | SEE BELOW | SEE BELOW | SEE BELOW | SEE BELOW | SEE BELOW | |
| Ded./Other | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Federal Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Local Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Annual Total | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |

EXPENDITURE EXPLANATION

The proposed legislation may result in a maximum expenditure impact of approximately \$42,000 spread over FY 13, FY 14 and FY 15. According to the Office of State Buildings, the projected cost per room could be approximately \$6,000 per room.

The Office of State Buildings currently has lactation rooms in the Claiborne Building, LaSalle Building and the Galvez Building that meet the basic requirements of the proposed legislation. To the extent 7 additional state buildings are retrofitted to meet the requirements of this bill, the projected total could costs would be \$42,000 (7 x \$6,000). However, those specific costs could be reduced depending upon the current configuration of those buildings that do not currently have such rooms available. Rooms within the buildings may currently be available that would not require \$6,000 in renovations.

The renovation costs are associated with equipping the rooms with: 1.) a lockable door, 2.) work surface & chair, 3.) storage for cleaning supplies, and 4.) conveniently placed electrical outlets.

NOTE: According to the Division of Administration, Section 4207 of the Patient Protection and Affordable Care Act amended the Fair Labor Standards Act to require employers to provide a place, other than a bathroom, that is shielded from view, that may be used by an employee to express breast milk. In addition, federal law provides that the employer is not obligated to maintain a permanent, dedicate space for nursing mothers. A space temporarily created or converted into a space for milk expression will suffice.

For purposes of simplicity, the potential impact of this legislation is reflected above as SGF but may ultimately impact all means-of-finance.

REVENUE EXPLANATION

Proposed legislation with proposed committee amendments provides that the Office of State Buildings may accept private contributions to assist with the potential costs of outfitting these buildings with lactation rooms.

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| Senate | Dual Referral Rules | House | |
| <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} | | <input type="checkbox"/> 6.8(F)1 >= \$500,000 Annual Fiscal Cost {S} | <i>Evan Brasseaux</i> |
| | | <input type="checkbox"/> 6.8(F)2 >= \$100,000 Annual SGF Cost {H&S} | |
| <input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H} | | <input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S} | Evan Brasseaux Staff Director |