

2019 Regular Session

SENATE BILL NO. 29

BY SENATOR CORTEZ

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

FEES/LICENSES/PERMITS. Provides relative to professional and occupational licensing boards and commissions. (8/1/19)

1 AN ACT

2 To enact R.S. 37:23.3, relative to professional or occupational licensing boards or

3 commissions; to prohibit certain actions by a board or commission relative to the

4 providing of testimony or records to a legislative body; to provide relative to consent

5 decrees; to provide relative to and prohibit certain disciplinary action by a board or

6 commission; to provide for certain terms, conditions, definitions, and procedures;

7 and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 37:23.3 is hereby enacted to read as follows:

10 **§23.3. Prohibited agreements and actions of professional licensing boards and**

11 **commissions**

12 **A. No professional or occupational licensing board or commission shall:**

13 **(1) Enter into a consent decree with a licensee, permittee, or certificate**

14 **holder if such decree contains a nondisparagement clause. Such non-**

15 **disparagement clause contained in a consent decree is contrary to public policy**

16 **of this state and shall be null, void, and unenforceable.**

17 **(2) Initiate disciplinary action against a licensee, permittee, or certificate**

- 1 **holder for providing testimony or records to a legislative body.**
- 2 **B. For the purposes of this Section, a "legislative body" shall include but**
- 3 **not be limited to a legislative committee, sub-committee, or task force.**

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michelle Ridge.

	DIGEST	
SB 29 Original	2019 Regular Session	Cortez

Proposed law provides that no professional or occupational licensing board or commission shall:

- (1) Enter into a consent decree with a licensee, permittee, or certificate holder if such decree contains a nondisparagement clause. Such nondisparagement clause contained in a consent decree is contrary to public policy of this state and shall be null, void, and unenforceable.
- (2) Initiate any disciplinary actions against a licensee, permittee, or certificate holder for providing testimony or records to a legislative body.

Proposed law defines "legislative body".

Effective August 1, 2019.

(Adds R.S. 37:23.3)