

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 a**

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

16 **policy 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, subcommittee, or task force.**
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The original instrument was prepared by Michelle D. Ridge. The following digest, which does not constitute a part of the legislative instrument, was prepared by Tammy Crain-Waldrop.

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SB 29 Reengrossed

DIGEST  
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 a 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)

#### Summary of Amendments Adopted by Senate

##### Senate Floor Amendments to engrossed bill

1. Technical amendment.