

Regular Session, 2013

HOUSE BILL NO. 212

BY REPRESENTATIVE BROSSETT

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

HOMELAND SECURITY: Provides relative to the creation of a statewide mapping and planning system for certain schools

1 AN ACT

2 To amend and reenact R.S. 29:726.3(A), (C)(2), and (D)(1) and to enact R.S. 29:726.3(C)(3)

3 and (G)(3), (4), and (5), relative to the Louisiana Homeland Security and Emergency

4 Assistance and Disaster Act; to provide for the development, operation, and

5 maintenance of a critical incident planning and mapping system for nonpublic

6 schools, proprietary schools, and nonpublic colleges and universities; to provide for

7 responsibilities of each local parish office of emergency preparedness and the

8 Governor's Office of Homeland Security and Emergency Preparedness; to require

9 that certain entities provide critical information to be included in the system; and to

10 provide for related matters.

11 Be it enacted by the Legislature of Louisiana:

12 Section 1. R.S. 29:726.3(A), (C)(2), and (D)(1) are hereby amended and reenacted
13 and R.S. 29:726.3(C)(3), and (G)(3), (4), and (5) are hereby enacted to read as follows:

14 §726.3. Critical Incident Planning and Mapping System

15 A. To the extent that sufficient funds are appropriated to implement the

16 provisions of this Section, the Governor's Office of Homeland Security and

17 Emergency Preparedness shall develop, operate, and maintain a statewide critical

18 incident planning and mapping system for all public buildings, nonpublic schools,

1 proprietary schools, and nonpublic colleges and universities in this state to assist first
2 responders when responding to a disaster or emergency.

3 * * *

4 C.

5 * * *

6 (2) To the extent that sufficient funds are available to implement the
7 provisions of this Section, each nonpublic school, proprietary school, and nonpublic
8 college or university shall provide available information for their buildings located
9 in this state to their local parish office of emergency preparedness, which shall be
10 uploaded to the Virtual Louisiana System for inclusion in the system by the
11 Governor's Office of Homeland Security and Emergency Preparedness. The
12 available information should include the following critical information for public
13 buildings located in this state:

14 (a) Building floor plans.

15 (b) Evacuation plans and other fire protection information relative to each
16 state building.

17 (c) Any known hazards associated with the building.

18 (3) The information required by the provisions of ~~Paragraph~~ Paragraphs (1)
19 and (2) of this Subsection shall be available to first responders to assist in the
20 determination of the best approach when responding to an emergency or disaster,
21 including but not limited to the determination of evacuation routes and strategies for
22 evacuation, alarms, and other signals or means of notification, plans for sheltering
23 in place, and training and strategies for the prevention of attacks involving violence.

24 D. The Governor's Office of Homeland Security and Emergency
25 Preparedness shall adopt rules in accordance with the Administrative Procedure Act
26 to implement the provisions of this Section. The rules shall provide for the
27 following:

28 (1) The manner by which the critical information required by the provisions
29 of Subsection C of this Section shall be transferred to the system from the office of

1 facility planning and control, division of administration, the governing authority of
2 local governmental subdivisions, ~~and school superintendents,~~ nonpublic schools,
3 proprietary schools, and nonpublic colleges and universities.

4 * * *

5 G. For purposes of this Section:

6 * * *

7 (3) "Nonpublic college or university" means any private, postsecondary,
8 academic degree-granting institutions offering instruction and domiciled in this state
9 and approved by the Board of Regents.

10 (4) "Nonpublic school" means all private elementary and secondary schools
11 in this state that meet a sustained curriculum or specialized course of study or quality
12 comparable to that provided in public schools and operate a minimum session of not
13 less than one hundred eighty days and are approved by the State Board of Secondary
14 and Elementary Education. For purposes of this Section, "nonpublic school" shall
15 exclude all home study programs.

16 (5) "Proprietary school" means any business enterprise operated for a profit
17 that is approved by the Board of Regents and maintains a physical building in this
18 state where a course or courses of instruction or study are offered in a classroom.

19 Section 2. This Act shall become effective upon signature by the governor or, if not
20 signed by the governor, upon expiration of the time for bills to become law without signature
21 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
22 vetoed by the governor and subsequently approved by the legislature, this Act shall become
23 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)]

Brossett

HB No. 212

Abstract: Authorizes the creation of a statewide planning and mapping system for nonpublic schools, proprietary schools, and nonpublic colleges and universities to assist first responders in a disaster or emergency.

Present law requires the Governor's Office of Homeland Security and Emergency Preparedness (GOHSEP) to create a statewide critical incident planning and mapping system for all public buildings in this state to assist first responders when responding to a disaster or emergency. Requires GOHSEP to acquire a computer system and software that has the capability of storing critical information required by present law and to grant access to that information to all first responders.

Proposed law retains present law and adds the inclusion of nonpublic schools, proprietary schools, and nonpublic colleges and universities to the statewide planning and mapping system.

Proposed law requires that each nonpublic school, proprietary school, and nonpublic college or university provide critical information for their buildings located in this state to their local parish office of emergency preparedness, to be uploaded to the Virtual La. System for inclusion in the system by GOHSEP and further provides for the use of critical information by first responders.

Proposed law requires GOHSEP to adopt rules in accordance with the APA to implement proposed law and provides that proposed law is contingent upon the appropriation of funds.

Proposed law provides for definitions.

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

(Amends R.S. 29:726.3(A), (C)(2), and (D)(1); Adds R.S. 29:726.3(C)(3) and (G)(3), (4), and (5))