

Regular Session, 2013

SENATE BILL NO. 212

BY SENATOR GARY SMITH

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

PUBLIC MEETINGS. Requires proceedings to be video or tape recorded, filmed, or broadcast live for certain nonelected boards and commissions. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 42:23(A) and to enact R.S. 44:36(F), relative to public meetings;
3 to require proceedings of certain boards and commissions to be video or tape
4 recorded, filmed or broadcast live; to provide for the preservation of certain records;
5 and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 42:23(A) is hereby amended and reenacted to read as follows:

8 §23. Sonic and video recordings; live broadcast

9 A. All ~~or any part~~ of the proceedings in a public meeting may be video or
10 tape recorded, filmed, or broadcast live. **However, any nonelected board or**
11 **commission that has the authority to levy a tax shall video or audio record, film**
12 **or broadcast live, all proceedings in a public meeting.**

13 * * *

14 Section 2. R.S. 44:36(F) is hereby enacted to read as follows:

15 §36. Preservation of records

16 * * *

17 **F. All existing records or records hereafter accumulated pursuant to**

1 **R.S. 42:23 shall be preserved and maintained for a period of at least two years**
 2 **from the date on which the public record was made.**

3 Section 3. This Act shall become effective upon signature by the governor or, if not
 4 signed by the governor, upon expiration of the time for bills to become law without signature
 5 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 6 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 7 effective on the day following such approval.

The original instrument was prepared by James Benton. The following digest, which does not constitute a part of the legislative instrument, was prepared by McHenry Lee.

DIGEST

Gary Smith (SB 212)

Present law provides that all or any part of the proceedings in a public meeting may be video or tape recorded, filmed, or broadcast live.

Proposed law changes present law to require that all of the proceedings in a public meeting may be video or tape recorded, filmed, or broadcast live.

Proposed law provides that any nonelected board or commission that has the authority to levy a tax must video or audio record, film or broadcast live, all proceedings in a public meeting.

Proposed law provides that all existing records or records hereafter accumulated pursuant to proposed law will be preserved and maintained for a period of at least two years from the date on which the public record was made.

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

(Amends R.S. 42:23(A); adds R.S. 44:36(F))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Senate and Governmental Affairs to the original bill

1. Requires all of the proceedings in a public meeting may be video or tape recorded, filmed, or broadcast live.
2. Requires certain boards or commissions to video or tape record, film, or broadcast live, all proceedings in a public meeting.

Senate Floor Amendments to engrossed bill

1. Limits bill to nonelected boards and commissions.