
DIGEST

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Nancy Landry

HB No. 1253

Abstract: Provides relative to responsibilities of local public school boards and local public superintendents of schools with respect to sick leave.

Present law provides for general procedures with respect to sick and personal leave for school bus operators, teachers, and other school employees. Further provides for an extension of such leave in certain circumstances. Also provides that such employees shall be required to present a certificate from a physician selected by the employee certifying the injury or disability.

Present law in general provides that, if the school board questions the validity or accuracy of the physician certification provided for in present law, the school board may require the employee or immediate family member to be examined by a physician selected by the school board. In such a case, the school board shall pay all costs of the examination and any tests determined to be necessary. If the physician selected by the school board certifies the injury or disability, then leave shall be granted. If the physician selected by the school board disagrees with the certification of the physician selected by the employee, then the school board may require the employee to be examined by a third physician. All costs of an examination and any tests required by a third physician shall be paid by the school board. The opinion of the third physician shall be determinative of the issue. Also requires that the opinion of all physicians consulted as provided in present law be submitted to the board in the form of a sworn statement which shall be subject to the provisions of present law (R.S. 14:125) relative to the crime of false swearing.

Proposed law retains present law except adds that the powers, duties, and responsibilities granted in present law to a local school board with respect to questioning the validity or accuracy of such certification, to requiring medical examination, and to physician selection apply to the board or the local superintendent.

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

(Amends R.S. 17:500.2(E)(2)(a), (b), and (c), 1202(E)(2)(a), (b), and (c), and 1206.2(E)(2)(a), (b), and (c))