

## SENATE SUMMARY OF HOUSE AMENDMENTS

SB 222

2016 Regular Session

Claitor

**KEYWORD AND SUMMARY AS RETURNED TO THE SENATE**

PUBLIC RECORDS. Exempts certain records in the custody of the State Licensing Board for Contractors from the Public Records Law. (8/1/16)

**SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL**

1. Makes technical changes concerning the fitness of a person to hold a license for clarity and to corrects the name of the Board.
2. Clarifies the exemption for examinations administered by the Board and exam answers.
3. Adds provision that a person who has taken a Board examination may inspect the examination.

**DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE**

## DIGEST

SB 222 Reengrossed

2016 Regular Session

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Present law, relative to the Public Records Law, provides that all books, records, writings, accounts, letters and letter books, maps, drawings, photographs, cards, tapes, recordings, memoranda, and papers, and all copies, duplicates, photographs, including microfilm, or other reproductions thereof, or any other documentary materials, regardless of physical form or characteristics, including information contained in electronic data processing equipment, having been used, being in use, or prepared, possessed, or retained for use in the conduct, transaction, or performance of any business, transaction, work, duty, or function which was conducted, transacted, or performed by or under the authority of the constitution or laws of the state, or by or under the authority of any ordinance, regulation, mandate, or order of any public body or concerning the receipt or payment of any money received or paid by or under the authority of the constitution or the laws of the state are "public records". Proposed law retains these provisions.

Present law establishes a framework for the ready availability of public records to requesting persons and specifically provides that it is the duty of the custodian of the public records of a public entity or agency to provide copies to persons so requesting. Provides for certain exceptions, exemptions, and limitations. Proposed law retains these provisions.

Proposed law adds an exception for records, writings, accounts, recordings, letters, exhibits, pictures, drawings, charts, photographs, memoranda, reports, examinations, or evaluations, or copies thereof, in the custody or control of the State Licensing Board for Contractors (Board) concerning the fitness of a person to receive or continue to hold a license issued by the Board. Authorizes release of any record to the public in an administrative proceeding before the Board. Requires that any final determination by the Board relative to the fitness of any person to receive or to continue to hold a license and any legal grounds upon which the determination is based is a public record.

Proposed law exempts any portion of an examination administered or to be administered by the Board and any answers to the examination. Authorizes any person who has taken an examination administered by the Board to inspect his examination.

Effective August 1, 2016.

(Adds R.S. 44:4(51) and (52))

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