

CONFERENCE COMMITTEE REPORT
House Bill No. 1253 By Representative Nancy Landry

May 30, 2014

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1253 by Representative Nancy Landry, recommend the following concerning the Reengrossed Bill:

1. That the Legislative Bureau Amendments proposed by the Legislative Bureau and adopted by the Senate on May 21, 2014, be adopted.
2. That the Senate Floor Amendments proposed by Senator Gallot and adopted by the Senate on May 22, 2014, be rejected

Respectfully submitted,

Representative Nancy Landry

Senator Conrad Appel

Representative Stephen F. Carter

Senator Yvonne Dorsey-Colomb

Representative Simone B. Champagne

Senator Patrick Page Cortez

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)]

CONFERENCE COMMITTEE REPORT DIGEST

House Bill No. 1253 by Representative Nancy Landry

Keyword and oneliner of the instrument as it left the House

SCHOOLS/EMPLOYEES: Provides relative to the powers of local public school boards and superintendents with respect to extended sick leave for school bus drivers, teachers, and school employees

Report adopts Senate amendments to:

1. Make technical changes.

Report rejects Senate amendments which would have:

1. Regarding the requirement that the employer pay the cost of subsequent medical examinations if the school board or superintendent has questioned the validity or accuracy of the original examination, added additional requirement that such cost be paid from funds specifically appropriated for the purpose.

Digest of the bill as proposed by the Conference Committee

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))