Regular Session, 2010

HOUSE BILL NO. 939

BY REPRESENTATIVE KATZ

PUBLIC MEETINGS: Allows agencies responsible for licensing health care professionals to hold an executive session following an administrative adjudication hearing

1	AN ACT
2	To amend and reenact R.S. 42:6.1(A)(1), relative to exceptions to open meetings; to
3	authorize agencies that license health care professionals to hold an executive session;
4	and to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 42:6.1(A)(1) is hereby amended and reenacted to read as follows:
7	§6.1. Exceptions to open meetings
8	A. A public body may hold an executive session pursuant to R.S. 42:6 for
9	one or more of the following reasons:
10	(1) Discussion of the character, professional competence, or physical or
11	mental health of a person, provided that such person is notified in writing at least
12	twenty-four hours before the meeting and that such person may require that such
13	discussion be held at an open meeting, and provided that nothing in this Subsection
14	shall permit an executive session for discussion of the appointment of a person to a
15	public body. In cases of extraordinary emergency, written notice to such person
16	shall not be required; however, the public body shall give such notice as it deems
17	appropriate and circumstances permit. A person's right to require that a discussion
18	conducted under this Paragraph be held at an open meeting shall not extend to the
19	deliberations of the members of agencies responsible for licensing health care

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1 professionals following an administrative adjudication hearing conducted in

2 <u>accordance with the Louisiana Administrative Procedure Act.</u>

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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)]

Katz

HB No. 939

Abstract: Exempts deliberations of the members of agencies responsible for licensing health care professionals following an administrative adjudication hearing from the open meetings law.

<u>Present law</u> provides for a discussion of the character, professional competence, or physical or mental health of a person, provided that such person is notified in writing at least 24 hours prior to the meeting. The person may require the discussion to be held at an open meeting. Nothing in <u>present law</u> shall permit an executive session for discussion of the appointment of a person to a public body. Further, in cases of extraordinary emergency, written notice to such person is not required but requires the public body to give such notice as it deems appropriate and circumstances permit.

<u>Proposed law</u> provides that a person's right to require that a discussion conducted under <u>present law</u> be held at an open meeting does not extend to the deliberations of the members of agencies responsible for licensing health care professionals following an administrative adjudication hearing conducted in accordance with the APA.

(Amends R.S. 42:6.1(A)(1))