

Regular Session, 2010

SENATE BILL NO. 167

BY SENATOR WALSWORTH

PUBLIC RECORDS. Provides for the confidentiality of cemetery records during the pendency of an investigation of any officer, employee agent or agency of the state. (8/15/10)

1 AN ACT
2 To enact R.S. 44:4(44), relative to public records; to provide for applicability of records of
3 a cemetery authority under investigation; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 44:4(44) is hereby enacted to read as follows:

6 §4. Applicability

7 * * *

8 **(44) To any records, writings, accounts, letters, letter books,**
9 **photographs or copies thereof, or to the actual working papers related to an**
10 **investigation, in the custody or control of any officer, employee, agent or agency**
11 **of the state whose duties and functions are to investigate, examine, manage in**
12 **whole or in part, the business of any cemetery authority in this state, when the**
13 **records, writings, accounts, letters, letter books, photographs or copies thereof,**
14 **or the actual working papers related to an investigation, pertain to the business**
15 **of the cemetery authority under investigation. Such records may be made part**
16 **of the public record when introduced as evidence before an administrative or**
17 **other judicial tribunal or when the investigation is complete, unless otherwise**

1 **provided.**

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Alan Miller.

DIGEST

Walsworth (SB 167)

Proposed law exempts from the Public Records Law, any records, including the actual working papers related to an investigation, in the custody or control of any officer, employee, agent or agency of the state whose duties and functions are to investigate, examine, manage in whole or in part, the business of any cemetery authority, when the records or the actual working papers related to an investigation, pertain to the business of the cemetery authority under investigation. Such records may be made part of the public record when introduced as evidence before an administrative or other judicial tribunal or when the investigation is complete, unless otherwise by present law.

Effective August 15, 2010.

(Adds R.S. 44:4(44))