

Regular Session, 2013

HOUSE BILL NO. 538

BY REPRESENTATIVES SCHRODER AND KLECKLEY

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

PUBLIC BLDGS/GROUNDS-ST: Provides relative to security and the allocation and use of space within the state capitol complex

1 AN ACT

2 To amend and reenact R.S. 49:150.1, relative to the state capitol complex; to provide for the  
3 allocation and use of space within the state capitol complex; to provide relative to  
4 the security of the state capitol and surrounding grounds; and to provide for related  
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 49:150.1 is hereby amended and reenacted to read as follows:

8 §150.1. State capitol complex; allocation of space; maintenance; law enforcement  
9 officer and firefighter memorial; security plan

10 A. Notwithstanding any other provision of law to the contrary, and  
11 particularly any contrary provision of R.S. 49:146 or R.S. 39:127, the allocation and  
12 use of space within the state capitol and any additions or appurtenances thereto,  
13 pentagon ~~courts~~ barracks buildings, capitol annex, and the Old Arsenal Magazine  
14 Museum shall be as provided in this Subpart Section. ~~The provisions of this Subpart~~  
15 ~~shall apply to the subbasement, basement, and all floors of the state capitol, all~~  
16 ~~buildings in the pentagon courts, and the Old Arsenal Museum.~~

17 B. The ~~fourth floor and three floors~~, fifth, and sixth floors of the state capitol  
18 ~~building~~ shall be allocated to and be used by the governor for his office, the offices  
19 of the members of his personal staff, and the offices of such other personnel of  
20 agencies within the office of the governor as the governor shall determine.

1           C. ~~In addition to the provisions of Subsection B herein, four floors of the~~  
2           ~~state capitol building shall be designated for use by the attorney general and one~~ The  
3           ~~third floor and the twenty-first floor~~ of the state capitol building shall be designated  
4           ~~for use by the treasurer; however, the commissioner of agriculture shall have office~~  
5           ~~space on one floor designated for use by the state treasurer. and~~ The lieutenant  
6           ~~governor, the secretary of state, the attorney general, and the commissioner of~~  
7           ~~insurance shall have office space on the twentieth floor of the state capitol. That~~  
8           ~~space leased to members of the press on July 1, 1979, by the Division of~~  
9           ~~Administration~~ division of administration shall constitute the press area of the capitol  
10          ~~and shall be under the control of the governor; provided~~ however, if renovations  
11          ~~require temporary or permanent reassignment of the press to another area of the~~  
12          ~~capitol such reassignment shall be determined and made jointly by the governor, the~~  
13          ~~speaker of the house of representatives~~ House of Representatives, and the president  
14          ~~of the senate~~ Senate.

15          D. ~~The designation of the eight floors as set forth in Subsection B and C~~  
16          ~~herein, not including the fourth floor, shall be jointly determined by the governor,~~  
17          ~~the speaker of the house of representatives, and the president of the senate. remaining~~  
18          ~~floors in the state capitol not otherwise specifically designated in Subsections B and~~  
19          ~~C of this Section shall be jointly determined by the speaker of the House of~~  
20          ~~Representatives and the president of the Senate.~~

21          E.(1) All areas of the state capitol, pentagon ~~courts~~ barracks buildings,  
22          ~~capitol annex, and Old Arsenal Magazine Museum not allocated under the provisions~~  
23          ~~of Subsections B and C herein of this Section shall be for the sole use of the~~  
24          ~~legislature, its agencies and officers, and the employees of the legislature and its~~  
25          ~~agencies. In addition, the former nurses' dormitory at the Our Lady of the Lake~~  
26          ~~Hospital, located on Capitol Lake, shall be for the sole use of the legislature, its~~  
27          ~~agencies and officers, and the employees of the legislature and its agencies until such~~  
28          ~~time as it shall be renovated in accordance with the Capitol Complex Master Plan~~  
29          ~~and it shall then revert to the control of the division of administration.~~

1           ~~(2) The time at which such renovation shall begin shall be determined jointly~~  
2           ~~by the President of the Senate, the Speaker of the House of Representatives, and the~~  
3           ~~commissioner of administration. The allocation of these areas shall be made by the~~  
4           ~~legislature by joint rule or through the Legislative Budgetary Control Council.~~

5           (2) The capitol annex shall be allocated to the legislature, and the allocation  
6           and use of space within the building shall be as determined jointly by the speaker of  
7           the House of Representatives and the president of the Senate.

8           F.(1) Except as otherwise provided in this Section, the superintendent of  
9           state buildings shall have charge of the maintenance of the Old Arsenal Magazine  
10          Museum and the management, operation, and maintenance of the state capitol  
11          building, pentagon courts barracks buildings, ~~the Old Arsenal Museum~~, the capitol  
12          annex, and the capitol complex grounds. In the performance of the duties specified  
13          in this Subsection, the superintendent shall be under the authority and direction of  
14          the governor, the speaker of the ~~house of representatives~~ House of Representatives,  
15          and the president of the ~~senate~~ Senate.

16          (2) Notwithstanding any other provision of law to the contrary, the  
17          Department of State shall have charge of the management and operation of the Old  
18          Arsenal Magazine Museum.

19          G. In accordance with R.S. 25:781 through 785 and subject to the joint  
20          approval and oversight of the governor, the president of the Senate, and the speaker  
21          of the House of Representatives, the superintendent of state buildings shall:

22                 (1) Set aside and maintain an area on the grounds of the state capitol east of  
23                 the Old Arsenal Magazine Museum for a memorial honoring law enforcement  
24                 officers and firefighters who are killed in the line of duty;.

25                 (2) Plan, implement, and maintain the memorial ~~itself~~, and.

26                 (3) Establish and maintain a fund to consist of private donations, grants, and  
27                 other similar, but ~~non-state~~ nonstate, monies which he shall use with respect to the  
28                 establishment and maintenance of the memorial.

- 1                    H. The office of state police shall develop and implement a security plan for  
 2                    the State Capitol and the surrounding grounds, subject to the approval of the  
 3                    Legislative Budgetary Control Council.
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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)]

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Schroder

HB No. 538

**Abstract:** Provides for security and the allocation and use of space within the state capitol complex, including allocating the capitol annex to the legislature and providing for a security plan for the State Capitol and its grounds.

Present law relative to the allocation and use of space in the capitol complex, provides that notwithstanding any other law to the contrary, the allocation and use of space within the state capitol, pentagon court buildings, and the Old Arsenal Museum, including the subbasement, basement, and all floors of the state capitol, all buildings in the pentagon court, and the Old Arsenal Museum, shall be as follows:

- (1) The fourth floor and three floors of the state capitol building shall be allocated to and be used by the governor for his office, the offices of the members of his personal staff, and the offices of such other personnel of agencies within the office of the governor as the governor shall determine.
- (2) Four floors of the state capitol building shall be designated for use by the attorney general and one floor of the state capitol building shall be designated for use by the treasurer and the secretary of state. That space leased to members of the press on July 1, 1979 by the division of administration shall constitute the press area of the capitol and shall be under the control of the governor; provided however, if renovations require temporary or permanent reassignment of the press to another area of the capitol such reassignment shall be determined and made jointly by the governor, the House speaker, and Senate president.
- (3) The designation of the eight floors set forth in (1) and (2), not including the fourth floor, shall be jointly determined by the governor, the House speaker, and Senate president.
- (4) All areas of the state capitol, pentagon court buildings, and Old Arsenal Museum not allocated in (1) and (2) shall be for the sole use of the legislature, its agencies and officers, and the employees of the legislature and its agencies. In addition, the former nurses' dormitory at the Our Lady of the Lake Hospital, located on Capitol Lake, shall be for the sole use of the legislature, its agencies and officers, and the employees of the legislature and its agencies until such time as it shall be renovated in accordance with the Capitol Complex Master Plan and it shall then revert to the control of the division of administration. Provides that at the time at which such renovation shall begin shall be determined jointly by the Senate president, the House speaker, and the commissioner of administration. The allocation of these areas shall be made by the legislature by joint rule or through the Legislative Budgetary Control Council.
- (5) Provides that except as otherwise provided in existing law, the superintendent of state buildings shall have charge of the management, operation, and maintenance of

the state capitol building, pentagon court buildings, the Old Arsenal Museum, and the capitol complex grounds and that in the performance of such duties, the superintendent shall be under the authority and direction of the governor, the House speaker, and the Senate president.

- (6) Provides that subject to the joint approval and oversight of the governor, the Senate president, and House speaker, the superintendent of state buildings shall (a) set aside and maintain an area on the grounds of the state capitol east of the Old Arsenal Museum for a memorial honoring law enforcement officers and firefighters who are killed in the line of duty; (b) plan, implement, and maintain the memorial itself; and (c) establish and maintain a fund to consist of private donations, grants, and other similar, but nonstate, monies which shall be used with respect to the establishment, and maintenance of the memorial.

Proposed law includes additions or appurtenances to state capitol and deletes specific reference to the subbasement, basement, and all floors of the capitol. Changes references from state capitol building to state capitol. Removes provision that designation of the floors in the state capitol allocated for use by specified statewide elected officials, excluding the fourth floor, be made jointly by the governor and the presiding officers of the legislature and instead specifically provides as follows:

- (1) Changes provision allocating the fourth floor and three floors of the state capitol to the governor by specifying instead that the fourth, fifth, and sixth floors of the state capitol are allocated to the governor.
- (2) Removes provisions allocating four floors to the attorney general and one floor to the treasurer and secretary of state and allocates the third and twenty-first floor to the treasurer and provides that the commissioner of agriculture shall have space on one of the floors allocated to the treasurer. Specifies that the Lt. governor, the secretary of state, the attorney general, and the commissioner of insurance shall have office space on the twentieth floor.
- (3) Provides that the designation of the floors not otherwise specifically designated shall be jointly determined by the speaker of the House and the president of the Senate.
- (4) Includes provisions that the capitol annex shall be for the sole use of the legislature and provides that the allocation of and use of space shall be as determined by the speaker of the House and the president of the Senate and provides for the management, operation, and maintenance of the capitol annex by the superintendent of state buildings in the same manner as provided in present law for the other buildings.

Proposed law further requires the office of state police to develop and implement a security plan for the State Capitol and the surrounding grounds, subject to the approval of the Legislative Budgetary Control Council.

Proposed law changes reference from pentagon courts buildings to pentagon barracks buildings.

Proposed law changes reference from Old Arsenal Museum to Old Arsenal Magazine Museum. Further specifies that the superintendent of state buildings shall have charge of the maintenance of the Old Arsenal Magazine Museum and provides notwithstanding present and proposed law that the Dept. of State shall have charge of its management and operation.

Proposed law deletes reference to the former nurses' dormitory at the Our Lady of the Lake Hospital.

(Amends R.S. 49:150.1)