

Regular Session, 2012

SENATE CONCURRENT RESOLUTION NO. 107

BY SENATOR ERDEY

PUBLIC EMPLOYEES. Directs public agencies to provide sexual harassment education and training for its public servants.

1 A CONCURRENT RESOLUTION

2 To authorize and direct public agencies to provide in-service education and training on
3 sexual harassment for its public servants.

4 WHEREAS, there is an ongoing need to provide education and training to officials
5 and employees of public agencies on sexual harassment in the workplace; and

6 WHEREAS, it is incumbent upon the state and its agencies, local governmental
7 subdivisions, political subdivisions, and other public agencies to provide education and
8 training to inform and protect its officials and employees from such harassment; and

9 WHEREAS, public agencies are responsible for taking action to prevent sexual
10 harassment by any public agency official or employee.

11 THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby
12 authorize and direct each public agency to provide in-service education and training on
13 sexual harassment to its public employees and officials as follows:

14 A. Except as otherwise specifically provided in this Resolution, or unless the
15 context clearly indicates otherwise, the terms in this Resolution shall have the
16 meaning provided in R.S. 42:1102 of the Code of Governmental Ethics.

17 B. Commencing January 1, 2013, each agency shall provide, or cause to be
18 provided, to each public servant of that agency a minimum of one hour of education

1 and training on sexual harassment during each year of his public employment or term
2 of office, as the case may be.

3 C. The education and training required pursuant to this Section may be
4 provided and received either in person or via the Internet.

5 D.(1) Each agency head of a state agency shall designate at least one person
6 who shall provide all public servants of that agency information and instruction on
7 sexual harassment. On and after July 1, 2013, no agency head shall designate a
8 person to provide information and instruction on sexual harassment pursuant to this
9 Resolution unless the person has received a minimum of two hours of education and
10 training on sexual harassment. In addition, on and after July 1, 2014, each designee
11 shall have at least two hours of education and training on sexual harassment
12 annually.

13 (2) Each agency head of a state agency shall ensure that each public servant
14 in the agency is notified of the current name and contact information of each
15 designee and that the current name and contact information of each designee is
16 posted and maintained in a convenient and conspicuous manner which makes the
17 information easily accessible to each public servant in the agency.

18 E. Each state agency shall keep records of compliance with the requirements
19 of this Resolution by each public servant of the agency.

20 BE IT FURTHER RESOLVED that a copy of this Resolution shall be transmitted
21 to the office of state register in the division of administration and published in the State
22 Register.

23 BE IT FURTHER RESOLVED that a copy of this Resolution shall be included on
24 the website of Louisiana government and on the website of each department, division, office,
25 section, board, commission, and other agency of state government which maintains a web
26 site.

27 BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the
28 governor, the commissioner of administration, and the chief justice of the supreme court.

29 BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the
30 Louisiana Municipal Association, the Police Jury Association of Louisiana, the Louisiana

1 School Boards Association, the Louisiana District Attorney Association, the Louisiana
2 Assessors' Association, the Louisiana Sheriffs' Association, and the Louisiana Clerks of
3 Court Association, the Louisiana State Coroner's Association, the Justice of the Peace
4 Association, and the Louisiana City Marshals and City Constables Association, and that each
5 such association disseminate the Resolution to its membership.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Jerry J. Guillot.

DIGEST

Erdey

SCR No. 107

Proposed resolution, relative to education and training on sexual harassment to public officials and employees, provides that except as otherwise specifically provided in proposed resolution, or unless the context clearly indicates otherwise, the terms in proposed resolution have the meaning provided in R.S. 42:1102 (Code of Governmental Ethics).

Proposed resolution requires commencing January 1, 2013, each public servant receive a minimum of one hour of education and training on sexual harassment during each year of his public employment or term of office, as the case may be.

Provides that the required education and training may be received either in person or via the Internet.

Requires that each agency head of a state agency designate at least one person who shall, with the assistance of the board, provide all public servants of that agency information and instruction on sexual harassment. Provides that on and after July 1, 2013, no agency head shall designate a person to provide the required information and instruction unless the person has received a minimum of two hours of education and training on sexual harassment. In addition, on and after July 1, 2014, each designee shall be required to have at least two hours of education and training on sexual harassment annually.

Requires that each agency head of a state agency ensure that each public servant in the agency is notified of the current name and contact information of each designee and that the current name and contact information of each designee is posted and maintained in a convenient and conspicuous manner which makes the information easily accessible to each public servant in the agency.

Requires that the agency head of each department in the executive branch select at least one person licensed to practice law in this state to be a designee.

Requires that each state agency keep records of the compliance with proposed resolution for each public servant of the agency.