
DIGEST

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HB 86 Original

2017 Regular Session

Thibaut

Abstract: Allows an immediate family member, excluding the spouse, of a member of the La. State Racing Commission to obtain certain licenses from the commission and engage in the activities authorized by such licenses.

Present law (R.S. 42:1113(B) - ethics code) prohibits a member of the immediate family of an appointed member of a board or commission from entering into or being in anyway interested in a transaction under the supervision or jurisdiction of the board or commission.

Proposed law provides an exception to allow a member of the immediate family, excluding the spouse, of a member of the La. State Racing Commission to obtain a license from the commission pursuant to present law (R.S. 4:150) and to engage in the activities authorized by such licenses in accordance with applicable laws, rules, and regulations. Proposed law further prohibits the commission member from participating in any matter involving his immediate family member as provided in present law (R.S. 42:1112) and requires that he recuse himself from participating in any commission action regarding any matter related to his immediate family member in the manner provided by present law (R.S. 42:1120.4).

Present law (R.S. 42:1112 - ethics code) prohibits a public servant from participating in a transaction involving his governmental entity when the public servant has or specified related persons have a substantial economic interest. Present law (R.S. 42:1120.4 - ethics code) further requires an appointed member of a board or commission to recuse himself from voting if he would be required to vote on a matter that would be a violation of present law (R.S. 42:1112) and prohibits such a member from participating in the discussion and debate concerning the matter. Proposed law retains present law and applies the recusal provisions to matters arising pursuant to the exception in proposed law.

(Adds R.S. 42:1123(44))