

2018 Regular Session

SENATE BILL NO. 121

BY SENATOR PERRY

ETHICS. Provides an exception for a hospital service district commissioner that owns a pharmacy. (8/1/18)

1 AN ACT

2 To enact R.S. 42:1123(44), relative to an exception to the Code of Governmental Ethics; to
3 provide for an exception to certain prohibitions of pharmacists as public servants; to
4 provide an exception to allow a pharmacist to serve on a certain hospital service
5 district; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 42:1123(44) is hereby enacted to read as follows:

8 §1123. Exceptions

9 This Part shall not preclude:

10 * * *

11 **(44) A licensed pharmacist who is a member of a board of commissioners**
12 **for any hospital service district authorized by Chapter 10 of Title 46 of the**
13 **Louisiana Revised Statutes of 1950 located within a parish which has a**
14 **population of one hundred twenty-five thousand or less from contracting with**
15 **the hospital over which the board exercises jurisdiction, from subcontracting**
16 **with another provider who contracts with such hospital or pharmacy, or from**
17 **owning an interest in an entity that contracts with such hospital. However, such**

1 **licensed pharmacist shall recuse himself from participating in any transaction**
2 **before the board relating to any contracts entered into by him, or by a provider**
3 **with which he subcontracts, or by any entity in which he owns an interest.**

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Ashley Mitchell Carter.

DIGEST

SB 121 Engrossed

2018 Regular Session

Perry

Present law prohibits an appointed member of any board or commission, member of his immediate family, or legal entity in which he has a substantial economic interest, from bidding on or entering into any contract, subcontract, or other transaction which is under the supervision or jurisdiction of an agency of the appointed member.

Proposed law provides that a licensed pharmacist who is a member of a board of commissioners for any hospital service district within a parish with a population of 125,000 or less may contract with the hospital over which the board exercises jurisdiction, and may subcontract with another provider who contracts with such hospital or pharmacy, or may own an interest in an entity that contracts with such hospital.

Proposed law further provides that a licensed pharmacist must recuse himself from participating in any transaction before the board relating to any contracts entered into by him, or by a provider with which he subcontracts, or by any entity in which he owns an interest.

Effective August 1, 2018.

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