
The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Diane M. Burkhart.

DIGEST

Present law restricts the participation of an elected official, except a state legislator and any member of a governing authority of a parish with a population of 10,000 or less and mayors and governing authority members of municipalities with a population of 5,000 or less, and the immediate family member of such an official and a legal entity in which he or a family member has a controlling interest from bidding on or entering into a contract that is under the supervision of the agency of the official.

Present law prohibits legislators, members of the immediate family, and legal entities in which any of them have a controlling interest from bidding on or entering into or in any way be interested in any contract with the legislature. Present law further prohibits legislators, legislators-elect or spouse of either or a legal entity in which any of them owns an interest, except publicly traded corporations, from entering into any contract with any branch of state government or with LIGA or LHIGA or other quasi-public entity unless the contract is awarded by a competitive bid process. Specifies exceptions to such prohibition.

Proposed law retains present law and adds a requirement that any elected official, member of the immediate family of any elected official, and entity in which the elected official or any member of his immediate family has a substantial economic interest who seeks, enters into, or otherwise participates in any remunerative contract to provide any goods, supplies, or services of any kind that are authorized, directed, or requested by any local, state, or federal emergency management agency or any local state, or federal governmental agency to respond to an emergency that has been declared by the governor or declared by the president of the United States subsequent to August 25, 2005, regardless of the source of the money to pay such contract, shall disclose that such a remunerative contract has been sought, entered into or otherwise participated in. Eliminates exception for elected officials from small parishes or towns. Requires such disclosure be filed in a written statement in the form and containing the information required by the Board of Ethics and shall be filed not less than 90 days after any of these conducts occur.

Makes failure to file such a disclosure statement or filing such a disclosure statement a violation of the code and subject to the penalties of the code.

Effective 11/23/05.

(Adds R.S. 42:1114.3)