

First Extraordinary Session, 2005

SENATE BILL NO. 88

BY SENATOR SHEPHERD

ETHICS. Prohibits elected officials from entering into construction contracts under certain conditions.

1 AN ACT

2 To enact R.S. 42:1114.3, relative to the receipt of any thing of economic value from certain  
3 contracts and subcontracts; to prohibit elected officials from entering into contracts,  
4 subcontracts, or transactions under certain conditions; to provide for penalties; and  
5 to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 42:1114.3 is hereby enacted to read as follows:

8 **§1114.3. Disaster or emergency contracts; prohibition**

9 **A. No elected official, whether directly, through his spouse, or through**  
10 **a legal entity in which such official or his spouse owns five percent or more,**  
11 **shall derive anything of economic value through any contract, subcontract, or**  
12 **transaction which is related to a gubernatorially declared disaster or emergency**  
13 **and which the official or his spouse knows or reasonably should know is or may**  
14 **be funded or reimbursed in whole or in part with either federal or state funds**  
15 **and which contract, subcontract, or transaction is entered into for a**  
16 **construction project.**

17 **B. Any person who violates the provisions of this Section shall be subject**

1 **to the penalties provided for by this Chapter.**

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Jeffery T. Oglesbee.

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DIGEST

Proposed law prohibits elected officials, whether directly, through his spouse, or through a legal entity in which such official or his spouse owns 5% or more, from deriving any thing of economic value through any contract, subcontract, or transaction related to a gubernatorially declared disaster or emergency and which the official or his spouse knew or should have known is being funded or may be reimbursed with either federal or state funds and which contract, subcontract, or transaction is entered into for a construction project.

Proposed law further provides that violations will be subject to any and all penalties provided under the Code of Governmental Ethics.

(Adds R.S. 42:1114.3)