
DIGEST

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HB 488 Original

2019 Regular Session

Nancy Landry

Abstract: Requires local school boards to receive approval of the Joint Legislative Committee on the Budget in order to retain general counsel.

Present law requires the district attorney to serve as the regular attorney and counsel and provide legal services for a parish governing authority, state board or commission, parish school board, and city school board. Present law generally makes it unlawful for a parish governing authority or state board or commission, but not a city, parish or other local school board, to retain or employ a special attorney to represent it in a special matter or provide legal services. Proposed law makes it unlawful for a city, parish, or other local school board to retain or employ any attorney or counsel to represent it generally or in a special matter.

Present law provides that, as an exception to the general law, a parish governing authority, local or state board, or parish, or city school board may retain or employ a special attorney to represent it in a special matter or provide legal services if a real necessity exists, made to appear by a resolution thereof approved by the attorney general stating fully the reasons for the action and the compensation to be paid. Proposed law additionally requires a city, parish, or other local school board to receive approval of the Joint Legislative Committee on the Budget.

(Amends R.S. 42:261(A), (B), and (D)(1) and 263(A))