
DIGEST

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HB 642 Original

2022 Regular Session

Firment

Abstract: Allows a former chief indigent defender or a legal entity in which the former chief indigent defender owns an interest, to donate, lease at a fair market value, or sell at fair market value office space to the district public defender's office.

Present law (R.S. 42:1121) prohibits a former agency head or elected official for a period of two years following the termination of his public service as the head of such agency or as an elected public official serving in such agency from assisting another person, for compensation, in a transaction, or in an appearance in connection with a transaction, involving that agency or from rendering any service on a contractual basis to or for such agency. Present law further prohibits a legal entity in which a former public servant is an officer, director, trustee, partner, or employee for a period of two years following termination of his public service from assisting another person for compensation in a transaction or in an appearance in connection with a transaction in which such public servant at any time participated during his public service and involving his former agency. Present law prohibits a former public servant from sharing in any compensation received by another person for assistance which such former public servant is prohibited from rendering by present law.

Proposed law provides an exception to allow a former chief indigent defender or a legal entity in which the former chief indigent defender owns an interest, to donate office space, to lease office space at a fair market value, or to sell office space at fair market value following an appraisal to the district public defender's office if the transaction is deemed necessary for the continuity of the provision of public defender services within a judicial district at the same location and the transaction approved by the La. Public Defender Board or its successor.

(Adds R.S. 42:1121(I))