

## RÉSUMÉ DIGEST

**ACT 227 (HB 192)**

**2023 Regular Session**

**Jefferson**

Existing law (R.S. 42:1119—ethics code—nepotism) prohibits an agency head from employing a member of his immediate family in his agency and prohibits a governmental entity from employing an immediate family member of a member of the governing authority or of the chief executive of the governmental entity. Existing law (R.S. 42:1113—ethics code—prohibited transactions) generally prohibits immediate family members of a public servant from entering into transactions under the supervision or jurisdiction of the public servant's agency. The Bd. of Ethics has opined that appointment constitutes a transaction. Existing law provides exceptions.

New law adds an exception to allow, in municipalities with a population of 1,000 or less (villages), an immediate family member of a municipal governing authority member to be appointed or employed by the municipality if the immediate family member is the only qualified applicant for the position after it has been advertised for at least 30 days in the official journal of the municipality. Requires a municipal governing authority member whose immediate family member is appointed or employed by the municipality to recuse himself from any decision involving the promotion or assignment of his family member.

Effective upon signature of governor (June 8, 2023).

(Adds R.S. 42:1119(B)(2)(c))