

ACT No. 492

2024 Regular Session

HOUSE BILL NO. 426

BY REPRESENTATIVES MELERINE, BUTLER, CHASSION, GEYMAN, AND WILDER AND SENATOR ABRAHAM

1 AN ACT

2 To enact R.S. 42:1111(C)(6) and 1123(41), relative to ethics; to provide an exception to
3 allow the continued employment of a governing authority member by a person with
4 or seeking business or financial relationships with the member's governmental entity
5 under specified circumstances; to provide an exception to allow certain educational
6 professionals to tutor certain students, including the use of school facilities under
7 certain circumstances; to provide for an effective date; and to provide for related
8 matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 42:1111(C)(6) and 1123(41) are hereby enacted to read as follows:

11 §1111. Payment from nonpublic sources

12 * * *

13 C. Payments for nonpublic service.

14 * * *

15 (6) Notwithstanding the provisions of Subparagraph (2)(d) of this
16 Subsection, a member of a school board or parish or municipal governing authority
17 may continue employment with a person who has or is seeking a contractual or other
18 business or financial relationship with his governmental entity or an agency under
19 the jurisdiction or supervision of his governmental entity provided all of the
20 following conditions are met:

21 (a) The member is a salaried or wage-earning employee of his employer.

22 (b) The compensation of the member is substantially unaffected by his
23 employer's contractual or other business or financial relationship with his
24 governmental entity or other agency under the jurisdiction or supervision of his
25 governmental entity.

1 (c) The member is not an officer, director, trustee, or partner of his employer.

2 (d) The member does not own an interest which exceeds one percent of the
3 legal entity which employs him.

4 (e) The member does not participate in any transaction with his
5 governmental entity or agency under the jurisdiction or supervision of his
6 governmental entity, including recusing himself from any vote, involving his
7 employer.

8 (f) The member complies with the disclosure requirements in R.S. 42:1114.

9 * * *

10 §1123. Exceptions

11 This Part shall not preclude:

12 * * *

13 (41) A teacher, coach, or other educational professional from providing
14 academic tutoring or athletic training services for compensation to students who
15 attend the school at which the teacher, coach, or other educational professional is
16 assigned or the waiver of any usage fees associated with use of school facilities for
17 these purposes.

18 * * *

19 Section 2. This Act shall become effective upon signature by the governor or, if not
20 signed by the governor, upon expiration of the time for bills to become law without signature
21 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
22 vetoed by the governor and subsequently approved by the legislature, this Act shall become
23 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____