

RÉSUMÉ DIGEST

ACT 492 (HB 426)

2024 Regular Session

Melerine

Existing law (ethics code – R.S. 42:1111) generally prohibits a public servant from receiving compensation from a source other than his governmental entity for the performance of duties and responsibilities of his office or position or from receiving any thing of economic value for any service, the subject matter of which is devoted substantially to the responsibilities, programs, or operations of the agency of the public servant and in which the public servant has participated. Further prohibits a public servant from receiving any thing of economic value for the performance of services that are performed for or compensated by any person from whom the public servant is prohibited by existing law (R.S. 42:1115(A)(1) or (B) from receiving a gift. Existing law (ethics code – R.S. 42:1113) generally prohibits a public servant and related persons from engaging in any transaction under the supervision and jurisdiction of the agency of the public servant. Existing law (ethics code-R.S. 42:1112) further prohibits a public servant from participating in transactions in which the public servant or specified related persons have a substantial economic interest. Provides exceptions.

New law provides an exception to allow a member of a school board or parish or municipal governing authority to continue employment with a person who has or is seeking a contractual or other business or financial relationship with his governmental entity or an agency under the jurisdiction or supervision of his governmental entity if all of these conditions are met: the member is a salaried or wage-earning employee of his employer; the member's compensation is substantially unaffected by his employer's relationship with his governmental entity or agency thereof; the member is not an officer, director, trustee, or partner of his employer; the member does not own an interest which exceeds one percent of the legal entity which employs him; the member does not participate in any transaction with his governmental entity or agency thereof involving his employer; and the member complies with the disclosure requirements in existing law (ethics code- R.S. 42:1114).

New law provides an additional exception to allow a teacher, coach, or other educational professional to provide academic tutoring or athletic training services for compensation to students who attend the school at which the teacher, coach, or other educational professional is assigned and for the waiver of any usage fees associated with the use of school facilities for these purposes.

Effective upon signature of governor (June 5, 2024).

(Adds R.S. 42:1111(C)(6) and 1123(41))