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DIGEST

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SB 86 Reengrossed

2015 Regular Session

Perry

Present law generally prohibits a member of the immediate family of an agency head from being employed in his agency. Present law provides an exception to allow a local school board to employ any member of the immediate family of any board member or of the superintendent as a classroom teacher if such family member is certified to teach. Requires the board member or superintendent whose family member is so employed to file a disclosure statement with the Board of Ethics within 30 days after the beginning of each school year and requires recusal by such public servant relative to promotion or assignment of teaching or service location of the family member.

Present law provides an additional exception to allow, in parishes with a population of 26,000 or less, such an immediate family member employed as a classroom teacher pursuant to present law to be promoted to an administrative position provided the family member has the appropriate qualifications and certifications for the position. Requires recusal of the board member or disqualification of the superintendent, as applicable, for any action involving the promotion or assignment of job location of such family member.

Proposed law removes the population restriction from the exception to make it applicable statewide and otherwise retains present law.

(Amends R.S. 42:1119(B)(2)(a)(v))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on House and Governmental Affairs to the reengrossed bill:

1. Remove proposed change relating to the exception for certified classroom teachers to the general grandfather clause in the nepotism prohibitions for a public employee who is employed for at least one year prior to the public employee's immediate family member becoming the agency head.
2. Add existing provision allowing promotion of certified classroom teachers to administrative positions if possessing appropriate qualifications and certifications and remove the population restriction on such provision to give it statewide applicability.