

Regular Session, 2013

HOUSE BILL NO. 479

BY REPRESENTATIVE BARRAS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

ETHICS: Provides an exception to annual ethics training requirements for certain hospital employees

1 AN ACT

2 To enact R.S. 42:1170(A)(3)(c) and R.S. 46:1076.1, relative to mandatory ethics education
3 and training; to exempt certain employees in certain hospitals from annual ethics
4 education and training requirements; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 42:1170(A)(3)(c) is hereby enacted to read as follows:

7 §1170. Ethics education; mandatory requirements; ethics designee

8 A.

9 * * *

10 (3)

11 * * *

12 (c) The provisions of Subparagraph (a) of this Paragraph shall not apply to
13 a nonsalaried employee of a hospital owned or operated by a hospital service district
14 as defined in R.S. 46:1072 unless the employee is authorized to enter into contracts
15 on behalf of the hospital for goods or services or the duties of the employee include
16 the supervision of another public employee.

17 * * *

18 Section 2. R.S. 46:1076.1 is hereby enacted to read as follows:

19 §1076.1. Mandatory ethics training

20 As provided in R.S. 42:1170, certain hospital employees shall be exempt
21 from mandatory ethics education and training.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Barras

HB No. 479

Abstract: Exempts certain employees in certain hospitals from annual ethics education and training requirements.

Present law (R.S. 42:1170(A)) requires each public servant to receive a minimum of one hour of education and training on the Code of Governmental Ethics during each year of his public employment or term of office, as the case may be. Defines "public servant" as a public employee or an elected official. Exempts from this requirement any person who is a public servant solely because he serves as an uncompensated volunteer fireman or an uncompensated auxiliary or reserve law enforcement officer.

Proposed law provides an exemption from present law for a nonsalaried employee of a hospital owned or operated by a hospital service district as defined in present law (R.S. 46:1072) unless the employee is authorized to enter into contracts on behalf of the hospital for goods or services or the duties of the employee include the supervision of another public employee.

Present law (R.S. 46:1071 et seq.) provides relative to hospital service districts' ability to compete. Defines "hospital service district" as a political subdivision of the state organized pursuant to an Act of the legislature or pursuant to present law (R.S. 46:1051 et seq) and a hospital owned by a city, parish, or other political subdivision of the state or owned or operated by the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College. Proposed law applies present law definition to proposed law. Adds a reference to proposed law exemption from mandatory ethics training requirements. Otherwise retains present law.

(Adds R.S. 42:1170(A)(3)(c) and R.S. 46:1076.1)

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on House and Governmental Affairs to the original bill.

1. Adds provision specifying that "hospital service district" has the same meaning as provided in present law (R.S. 46:1072).
2. Removes requirement that the duties of the employee primarily involve maintenance, custodial services, or food services.
3. Adds provisions applying the proposed exception to nonsalaried employees who are not authorized to enter into contracts on behalf of the hospital for goods or services.
4. Adds a reference to the proposed exception in present law provisions relative to hospital service districts.