Regular Session, 2012

#### HOUSE BILL NO. 279

#### BY REPRESENTATIVE SIMON

# ACT No. 703

AN ACT
To enact Subsection B of Section 2 of Act No. 180 of the 1984 Regular Session of the
Legislature, as amended by Act No. 353 of the 1986 Regular Session of the
Legislature, Act No. 999 of the 1991 Regular Session of the Legislature, Act No. 570
of the 1992 Regular Session of the Legislature, Act No. 440 of the 1997 Regular
Session of the Legislature, Act Nos. 562 and 1214 of the 2003 Regular Session of
the Legislature, and Act No. 394 of the 2010 Regular Session of the Legislature,
relative to the St. Tammany Parish Hospital Service District No. 1; to remove certain
restrictions relative to contracting, ownership interests, and employment applicable
to members and former members of the board of commissioners of the district; to
provide for recusal; to provide for disclosure; to provide limitations; to provide for
applicability; to provide for effectiveness; and to provide for related matters.
Notice of intention to introduce this Act has been published
as provided by Article III, Section 13 of the Constitution of
Louisiana.
Be it enacted by the Legislature of Louisiana:
Section 1. Subsection B of Section 2 of Act No. 180 of the 1984 Regular Session of
the Legislature, as amended by Act No. 353 of the 1986 Regular Session of the Legislature,
Act No. 999 of the 1991 Regular Session of the Legislature, Act No. 570 of the 1992
Regular Session of the Legislature, Act No. 440 of the 1997 Regular Session of the
Legislature, Act Nos. 562 and 1214 of the 2003 Regular Session of the Legislature, and Act
No. 394 of the 2010 Regular Session of the Legislature, is hereby enacted to read as follows:

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1	§2. Boards of commissioners; appointment; terms; vacancies; officers; meetings;
2	compensation; St. Tammany Parish Hospital Service District No. 1
3	* * *
4	B.(1) Notwithstanding any other provision of law to the contrary, a licensed
5	physician who is a member or former member of the board of commissioners elected
6	pursuant to Subparagraph (A)(1)(b) of this Section, is not prohibited from
7	contracting, subcontracting with another provider who contracts, owning an interest
8	in an entity that contracts, or accepting employment with St. Tammany Parish
9	Hospital, provided that the contract is related to the licensed physician's practice of
10	medicine or expertise as a licensed physician. However, such licensed physician
11	shall recuse himself from participating in any transaction before the board relating
12	to any contracts permitted by this Subsection and entered into by him, by a provider
13	with which he subcontracts, or by any entity in which he owns an interest.
14	(2) All contracts permitted by this Subsection, entered into while the
15	physician is a member of the board of commissioners and for two years following
16	the termination of his service on the board, shall be disclosed to the Louisiana Board
17	of Ethics within thirty days of the execution of the contract. The disclosure shall
18	include the parties to the contract, the purpose of the contract, and the date the
19	contract was executed.
20	Section 2. This Act is declared to be remedial, curative, and procedural and therefore
21	is to be applied retroactively as well as prospectively.
22	Section 3. This Act shall become effective upon signature by the governor or, if not
23	signed by the governor, upon expiration of the time for bills to become law without signature
24	by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

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- 1 vetoed by the governor and subsequently approved by the legislature, this Act shall become
- 2 effective on the day following such approval.

# SPEAKER OF THE HOUSE OF REPRESENTATIVES

## PRESIDENT OF THE SENATE

## GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_