

2017 Regular Session

HOUSE BILL NO. 383

BY REPRESENTATIVE BILLIOT

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

ETHICS/CODE: Allows a former member of the board of commissioners of a fire protection district to contract with, be employed by, or be appointed to a position by the board of commissioners after a period of six months after termination of his service

1 AN ACT

2 To enact R.S. 42:1121(J), relative to the post service restrictions in the Code of
3 Governmental Ethics; to provide an exception to allow a former member of a board
4 of commissioners of a fire protection district to contract with, be employed by, or be
5 appointed to a position by his former board after a period of six months after
6 termination of his service on the board; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 42:1121(J) is hereby enacted to read as follows:

9 §1121. Assistance to certain persons after termination of public service

10 * * *

11 J. Nothing in this Section shall prohibit a former member of the board of
12 commissioners of a fire protection district from contracting with, being employed by,
13 or being appointed to any position by the board of commissioners of the fire
14 protection district provided that at least six months has elapsed since the termination
15 of the former member's service as a member of the board of commissioners.

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)]

HB 383 Original

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Abstract: Provides an exception to the post service ethics restrictions to allow a former member of a board of commissioners of a fire protection district to contract with, be employed by, or be appointed to a position by his former board as long as six months has elapsed since the termination of his service on the board.

Present law (R.S. 42:1121—ethics code), relative to post service restrictions, prohibits a former agency head or elected official for a period of two years following the termination of his public service as the head of such agency or as an elected public official serving in such agency from assisting another person, for compensation, in a transaction, or in an appearance in connection with a transaction, involving that agency or from rendering any service on a contractual basis to or for such agency. Present law further prohibits a former member of a board or commission for a period of two years following the termination of his public service on such board or commission from contracting with, being employed in any capacity by, or being appointed to any position by that board or commission. Present law further prohibits a legal entity in which a former public servant is an officer, director, trustee, partner, or employee for a period of two years following termination of his public service from assisting another person for compensation in a transaction or in an appearance in connection with a transaction in which such public servant at any time participated during his public service and involving his former agency. Present law prohibits a former public servant from sharing in any compensation received by another person for assistance which such former public servant is prohibited from rendering by present law. Provides exceptions.

Proposed law provides an exception to allow a former member of the board of commissioners of a fire protection district to contract with, be employed by, or be appointed to any position by the board of commissioners of the fire protection district provided that at least six months has elapsed since the termination of the former member's service as a member of the board of commissioners.

(Adds R.S. 42:1121(J))