

2018 Regular Session

HOUSE BILL NO. 420

BY REPRESENTATIVE DUSTIN MILLER

ETHICS/CODE: Provides relative to the Governmental Ethics exceptions for certain physicians

1 AN ACT

2 1. To enact R.S. 42:1123(44) and (45), relative to an exception from ethics laws for
3 certain physicians in the employ of the Louisiana Department of Health; to provide
4 for an exception for the medical director for the Louisiana Medicaid Program or the
5 office of behavioral health; to provide an employment exception for retired
6 physicians employed by the office of behavioral health; and to provide for related
7 matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 42:1123(44) and (45) are hereby enacted to read as follows:

10 §1123. Exceptions

11 This Part shall not preclude:

12 * * *

13 (44) The employment, either direct or through contractual arrangement, with
14 the Louisiana Department of Health of a licensed Louisiana physician as a medical
15 director for the Louisiana Medicaid Program or the office of behavioral health.

16 (45) The employment with the office of behavioral health of the Louisiana
17 Department of Health of retired behavioral health physicians by professional services
18 contracts for part-time clinical services in state-owned or state-operated facilities.

19 However, a yearly contract shall not exceed fifty percent of the retired employee's

1 former salary. A retired physician shall be employed under this Paragraph only if
2 there are no behavioral health physicians available to perform the services.

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 420 Original

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Dustin Miller

Abstract: Provides an ethics exception for the employment of physicians hired through the La. Department of Health's Medicaid Program and office of behavioral health.

Present law provides a list of ethics exceptions relative to public officers and employees.

Proposed law adds to the list of exceptions certain physicians employed by the La. Dept. of Health:

- (1) Medical directors employed by the La. Medicaid Program or office of behavioral health.
- (2) Retired behavioral health physicians employed by the office of behavioral health during times of behavioral health physician shortages.

Proposed law provides that a retired behavioral health physician's contract shall not exceed fifty percent of the retired employee's former salary.

(Adds R.S. 42:1123(44) and (45))