

2018 Regular Session

SENATE BILL NO. 44

BY SENATOR APPEL

ETHICS. Provides that certain provisions of the Code of Governmental Ethics are applicable to judges. (gov sig)

1 AN ACT
2 To amend and reenact R.S. 42:1170(A)(1) and to enact R.S. 42:1124.2(A)(8), relative to
3 ethical standards for public servants; to provide for financial disclosure requirements
4 and mandatory ethics education of appointed and elected judges; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 42:1170(A)(1) is hereby amended and reenacted and R.S.
8 42:1124.2(A)(8) is hereby enacted to read as follows:

9 §1124.2. Financial disclosure; certain elected officials; members of certain boards
10 and commissions; ethics administrator; **judges**

11 A. Each of the following, except a person who is required to file a financial
12 statement pursuant to R.S. 42:1124, shall annually file a financial statement as
13 provided in this Section:

- 14 (1) Each member of the state legislature.
- 15 (2) Each person holding a public office who represents a voting district
16 having a population of five thousand or more persons.
- 17 (3) Each member of the Board of Ethics and the ethics administrator.

- 1 (4) Each member of the State Board of Elementary and Secondary Education.
- 2 (5) The superintendent of the Recovery School District.
- 3 (6) The executive director of the Louisiana Housing Corporation.
- 4 (7) Each member of the Board of Pardons.
- 5 **(8) Each member holding an appointed or elected position of judge to the**
- 6 **supreme court, courts of appeal, district courts, or other courts authorized by**
- 7 **Article V of the Constitution of Louisiana.**

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§1170. Ethics education; mandatory requirements; ethics designee

10 A.(1) Commencing with terms of office beginning January 1, 2008, and
 11 thereafter, each statewide elected official, legislator, **appointed and elected judge,**
 12 and public service commissioner shall receive a minimum of one hour of education
 13 and training on the Code of Governmental Ethics during each year of his term of
 14 office. All newly elected officials shall receive the required one hour of education
 15 training on the Code of Governmental Ethics within the first ninety days after taking
 16 the oath of office. In addition, each statewide elected official, legislator, **appointed**
 17 **and elected judge,** and public service commissioner shall receive a minimum of one
 18 hour of education and training on the Campaign Finance Disclosure Act during his
 19 term of office.

* * *

21 Section 2. This Act shall become effective upon signature by the governor or, if not
 22 signed by the governor, upon expiration of the time for bills to become law without signature
 23 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 24 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 25 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Ashley Mitchell Carter.

DIGEST

SB 44 Original 2018 Regular Session Appel

Present law provides that an annual financial statement must be filed by the following

persons:

- (1) Legislators.
- (2) Elected officials representing a voting district with a population of 5,000 or more.
- (3) Board of Ethics members and the ethics administrator.
- (4) BESE members.
- (5) The superintendent of the Recovery School District.
- (6) The executive director of the Louisiana Housing Corporation.
- (7) Each member of the Board of Pardons.

Proposed law retains present law and extends the financial disclosure requirements to appointed and elected judges.

Present law provides for mandatory ethics educational training for statewide elected officials, legislators, and the public service commissioner. The training requirements are:

- (1) The Code of Governmental Ethics – training annually.
- (2) The Campaign Finance Disclosure Act – training during term of office.

Proposed law retains present law and extends the mandatory ethics educational training requirements to appointed and elected judges.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 42:1170(A)(1); adds R.S. 42:1124.2(A)(8))