

Regular Session, 2014

HOUSE BILL NO. 190

BY REPRESENTATIVE MILLER

ETHICS/NEPOTISM: Removes a nepotism exception for certain health professionals in a parish with a population of between four hundred thousand and four hundred forty thousand

1 AN ACT

2 To repeal R.S. 42:1119(B)(2)(b)(ii), relative to nepotism; to remove an exception for certain
3 immediate family members in certain hospital service districts and hospital public
4 trust authorities in certain parishes; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 42:1119(B)(2)(b)(ii) is hereby repealed in its entirety.

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)]

Miller

HB No. 190

Abstract: Removes a nepotism exception relative to contracting with and employment of immediate family members by hospital service districts and hospital public trust authorities in a parish with a population of between 400,000 and 440,000 persons.

Present law (R.S. 42:1119—Code of Governmental Ethics) relative to nepotism prohibits a governmental entity from employing an immediate family member of a member of a governing authority or of the chief executive of the governmental entity. Provides an exception for any hospital service district with a population of 100,000 persons or less or hospital public trust authority located in such a district. Provides that such a district or authority may enter into an initial recruiting contract with or employ as a health care provider, a licensed physician, a registered nurse, or an allied health professional who is a member of the immediate family of any district board, authority, or parish governing authority member or of the chief executive of the district or authority if such family member is the only qualified applicant who has applied for the position after it has been advertised as provided by present law. Present law provides an additional substantially similar exception applicable in hospital service districts in a parish with a population of between 400,000 and 440,000 persons and to hospital public trust authorities located in such districts; however, this exception provides that the immediate family member must merely be a qualified applicant, not the only qualified applicant. Present law requires recusal from

decisions involving the promotion, discipline, discharge, or assignment of any such employee and annual disclosure of the facts of such employment.

Proposed law removes the exception applicable in hospital service districts in a parish with a population of between 400,000 and 440,000 persons and to hospital public trust authorities located in such districts; otherwise retains present law.

(Repeals R.S. 42:1119(B)(2)(b)(ii))