
DIGEST

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HB 210 Engrossed

2026 Regular Session

Melerine

Abstract: Provides for the retroactivity of an ethics exception for school board members and members of a parish or municipal authority to continue employment with a person who has or is seeking a business or financial relationship with his or a related governmental entity or agency under certain circumstances.

Present law generally provides that no public servant and no legal entity in which the public servant exercises control or owns an interest in excess of 25% shall receive any thing of economic value for or in consideration of services rendered, or to be rendered, to or for a source from whom the public servant is prohibited by present law (R.S. 42:1115(A)(1) or (B)) from receiving a gift.

Proposed law retains present law.

Act No. 492 of the 2024 Regular Session, effective June 5, 2024, enacted a present law exception authorizing a member of a school board or parish or municipal governing authority to continue employment with a person who has or is seeking a contractual or other business or financial relationship with his governmental entity or an agency under the jurisdiction or supervision of his governmental entity, provided that all of the following conditions are met:

- (1) The member is a salaried or wage-earning employee of his employer.
- (2) The compensation of the member is substantially unaffected by his employer's contractual or other business or financial relationship with his governmental entity or other agency under the jurisdiction or supervision of his governmental entity.
- (3) The member is not an officer, director, trustee, or partner of his employer.
- (4) The member does not own an interest which exceeds one percent of the legal entity which employs him.
- (5) The member does not participate in any transaction with his governmental entity or agency under the jurisdiction or supervision of his governmental entity, including recusing himself from any vote, involving his employer.
- (6) The member complies with financial disclosure requirements.

Proposed law retains present law and provides that the present law exception shall be applied

prospectively and retroactively, but shall not apply to any matter subject to a final decision of the Board of Ethics or Ethics Adjudicatory Board rendered on or before the effective date of proposed law.

Proposed law provides that any member of a school board or parish or municipal governing authority who prior to June 5, 2024, was employed with a person that had or was seeking a contractual or other business or financial relationship with the member's governmental entity or an agency under the jurisdiction or supervision of the member's governmental entity shall not be required to comply with the disclosure requirements in present law for such employment. However, a person shall be required to file a disclosure for any employment on or after June 5, 2024.

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

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on House and Governmental Affairs to the original bill:

1. Waive the disclosure requirements of members of a school board or parish or municipal governing authority in order to comply retroactively to the present law exception.