

SENATE SUMMARY OF HOUSE AMENDMENTS

SB 226 By Senator Morrish

KEYWORD AND SUMMARY AS RETURNED TO THE SENATE

ETHICS. Provides exceptions to the prohibition of a public servant from doing business with a person who has a business relationship with the agency of the public servant under certain circumstances. (8/1/12)

SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL

1. Removes provisions of proposed law allowing a legal entity in which a certain elected official has a controlling interest to bid on or contract with a public utility company, as long as the only relationship the governing authority has with the public utility is a standard, nonexclusive franchise agreement.
2. Replaces "anything of economic value" with "compensation".

DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE

Present law 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 any person who has or is seeking to obtain a contractual or other business or financial relationships with the public servant's agency.

Present law provides that no public servant shall solicit or accept, directly or indirectly, any thing of economic value as a gift or gratuity from any person or from any officer, director, agent, or employee of such person, if such public servant knows or reasonably should know that such person has or is seeking to obtain contractual or other business or financial relationships with the public servant's agency.

Present law defines "public servant" as a public employee or an elected official.

Proposed law provides an exception to present law to allow a member of a governing authority of a municipality with a population of 5,000 or less or legal entity in which he has a controlling interest to enter into any transaction with or accept compensation from a person or entity which has entered into a transaction with the municipality.

Effective August 1, 2012.

(Adds R.S. 42:1123(42))

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