

---

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Lauren B. Bailey.

---

## DIGEST

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 anything of economic value from a person or entity which has entered into a transaction with the municipality.

Present law prohibits each member of the State Board of Elementary and Secondary Education or their spouse or any legal entity owned by the member from entering into a contract with the state.

Proposed law provides an exemption from the prohibition for the members of the State Board of Elementary and Secondary Education or their spouse or any legal entity owned by the member from entering into a contract with the state.

Proposed law prohibits the executive director or director of the State Board of Elementary and Secondary Education, his spouse or any legal entity owned by him from entering into a contract with the state.

Effective August 1, 2013.

(Amends R.S. 42:1113(D)(1)(a)(ii)(qq); adds R.S. 42:1123(43))