

INFORMATION SHEET FOR 42:1113D - IMMEDIATE FAMILY MEMBERS

◆ **WHO IS REQUIRED TO FILE:**

Each immediate family member, except a spouse, of a person identified below shall file a report with the Board of Ethics by May fifteenth of each year of the person's term of office or of the person's service in his position identifying the parties to and the value and term of each contract between the immediate family member or any legal entity of a family member and state government during the previous calendar year:

- (a) A legislator and any person who has been certified by the secretary of state as elected to the legislature.
- (b) The governor and each person holding statewide elected office.
- (c) The secretary of the Department of Economic Development.
- (d) The secretary of the Department of Culture, Recreation and Tourism.
- (e) The secretary of the Department of Environmental Quality.
- (f) The secretary of the Department of Health and Hospitals.
- (g) The secretary of the Louisiana Workforce Commission.
- (h) The secretary of the Department of Natural Resources.
- (i) The secretary of the Department of Public Safety and Corrections and any warden or assistant warden of a state penal institution.
- (j) The secretary of the Department of Revenue.
- (k) The secretary of the Department of Social Services.
- (l) The secretary of the Department of Transportation and Development.
- (m) The secretary of the Department of Wildlife and Fisheries.
- (n) The secretary of the Department of Veterans' Affairs.
- (o) The executive secretary of the Public Service Commission.
- (p) The director of State Civil Service.
- (q) Each member of the State Board of Elementary and Secondary Education.
- (r) The superintendent of education, the commissioner of higher education, and the president of each public postsecondary education system.
- (s) Each member of the Board of Ethics and the ethics administrator.
- (t) The chief of staff to the governor.
- (u) The commissioner of the division of administration.
- (v) The executive counsel to the governor.
- (w) The legislative director for the governor.
- (x) The deputy chief of staff to the governor.
- (y) The director of policy for the governor.
- (z) The superintendent of education of the Department of Education.

◆ **WHEN IS THE REPORT DUE:** Annually by May 15th beginning with May 15, 2009.

- The payment of admission fees.
- The sale of property pursuant to the expropriation of immovable property by any branch, agency, department, or institution of state government.
- The donation of professional veterinary services and the donation of any goods and services related to the provision of such veterinary services.
- Any transaction valued at two thousand five hundred dollars or less. However, no person shall enter into separate transactions valued at two thousand five hundred dollars or less as a subterfuge to avoid the prohibition of this Subsection.

◆ **THIS SECTION DOES NOT PROHIBIT THE FOLLOWING CONTRACTS - REPORTABLE:**

- A contract awarded by competitive bidding after being advertised and awarded in accordance with Part II of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950 or is competitively negotiated through a request for proposal process or any similar competitive selection process in accordance with Chapter 16 or 17 of Title 39 of the Louisiana Revised Statutes of 1950; **however, this exception for competitively negotiated contracts shall not include contracts for consulting services**
- A contract for professional services entered into with the attorney general which is based on criteria set forth by the office of risk management.
- Contracts for employment in a professional educational capacity in or for professional services for an elementary or secondary school or other educational institution.
- A provider agreement entered into with the Department of Health and Hospitals under the state medical assistance program.
- Contracts of employment of a physician or other licensed health care professional with the state or the charity hospitals of the state or the Department of Health and Hospitals.
- Contracts for employment or for services by any licensed health care professional providing services in the classroom or working with administration in an elementary or secondary school or other educational institution.
- Contracts for services by health care professionals which are required by federal or state law to provide an educational program for students in an elementary or secondary school or other educational institution.

◆ **THIS SECTION DOES NOT PROHIBIT THE COMPLETION OF THE FOLLOWING CONTRACTS - REPORTABLE:**

- Completion of any contract which, at the time it was entered into, was not prohibited by the provisions of Section 1113D(2); however, **no such contract shall be renewed except as specifically provided for in Section 1113D.**
- Completion of any contract between the immediate family member, except for a spouse, of a person identified above or a legal entity of a family member and state government, which contract was not awarded by competitive bidding after being advertised and awarded in accordance with Part II of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950 or which contract, other than a contract for consulting services, was not competitively negotiated through a request for proposal process or any similar competitive selection process in accordance with Chapter 16 or 17 of Title 39 of the Louisiana Revised Statutes of 1950, and which contract was entered into prior to March 3, 2008; however, **no such contract shall be renewed for a period extending beyond January 9, 2012.**
- A contract for professional services entered into by a person selected pursuant to Part VII of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950 with any agency or entity of state government with which such person had a contract for professional services pursuant to Part VII of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950 at any time prior to March 3, 2008, or at any time prior to the initiation of the public service which made the person subject to the provisions of this Subsection; however, **no contract for such professional services shall be entered into after January 8, 2012.**