



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
www.sbps.net

#24

Fred Everhardt, Jr.
*Councilmember
at Large*

Gillis McCloskey
*Councilmember
at Large*

Patrice Cusimano
*Councilmember
District A*

Joshua "Josh" Moran
*Councilmember
District B*

Cindi Meyer
*Councilmember
District C*

Ryan Randall
*Councilmember
District D*

Amanda Mones
*Councilmember
District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, DECEMBER 3, 2024 AT SEVEN O'CLOCK P.M.

On motion of Mrs. Mones, seconded by Mr. McCloskey, it was moved to adopt the following resolution:

RESOLUTION SBPC #2424-12-24

A RESOLUTION RESPECTFULLY REQUESTING THAT ATTORNEY GENERAL LIZ MURRILL PROVIDE THE ST. BERNARD PARISH COUNCIL WITH AN OFFICIAL OPINION IN REFERENCE TO **LA RS 15:835(D)**, SPECIFICALLY, WHETHER AN ELECTED OFFICIAL HAVING A FINANCIAL INTEREST IN A VENDOR FOR ELECTRONIC MONITORING SERVICES PRIOR TO THE EFFECTIVE DATE OF THE STATUTE MUST DIVEST THEMSELVES OF THAT FINANCIAL INTEREST.

WHEREAS, the St. Bernard Parish Council is respectfully requesting an official opinion in reference to **LA RS 15:835(D)**, specifically, whether an Elected Official having a financial interest in a vendor for electronic monitoring services prior to the effective date of the statute must divest themselves of that financial interest.

WHEREAS, LA RS 15:835(D) is attached for your reference.

NOW THEREFORE, BE IT RESOLVED, that the St. Bernard Parish Council, the Governing Authority, does hereby respectfully request that Attorney General Liz Murrill provide the St. Bernard Parish Council with an official opinion in reference to **LA RS 15:835(D)**, specifically, whether an elected official having a financial interest in a vendor for electronic monitoring services prior to the effective date of the statute must divest themselves of that financial interest.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Cusimano, Moran, Meyer, Mones, McCloskey

NAYS: None

ABSENT: None

ABSTAINED: Randall



St. Bernard Parish Council

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at Large*

Page -2-
Extract #24 continued
December 3, 2024

Gillis McCloskey
*Councilmember
at Large*

The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

Patrice Cusimano
*Councilmember
District A*

And the motion was declared **adopted** on the 3rd day of December, 2024.

Joshua "Josh" Moran
*Councilmember
District B*

Cindi Meyer
*Councilmember
District C*

Ryan Randall
*Councilmember
District D*

Amanda Mones
*Councilmember
District E*

Roxanne Adams
Clerk of Council

C E R T I F I C A T E

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, December 3, 2024.

Witness my hand and the seal
of the Parish of St. Bernard on
this 3rd day of December, 2024.

ROXANNE ADAMS
CLERK OF COUNCIL

RS 15:835**§835. Registration of electronic monitoring service providers**

NOTE: Subsections (A)-(C) eff. until Jan. 1, 2025. See Acts 2024, No. 746.

A. Any person or entity who provides electronic monitoring services for the purpose of monitoring, tracking, or supervising pretrial or post-conviction persons within the state shall certify in writing that the provider meets the criteria provided in R.S. 15:571.36 and shall register with the department no later than December 1, 2024.

B. No person or entity shall provide electronic monitoring services in this state without having first complied with the registration requirements as provided in Subsection A of this Section. The application for registration shall be submitted on forms provided by the department and shall contain all of the information required by such forms and any accompanying instructions.

C. The department shall remove from its registry any person or entity that provides electronic monitoring services in this state if the department determines that the person or entity has violated the provisions of R.S. 15:571.36(C).

NOTE: Subsections (A)-(D) eff. Jan. 1, 2025. See Acts 2024, No. 746.

A. Any person or entity who provides electronic monitoring services for the purpose of monitoring, tracking, or supervising pretrial or post-conviction persons within the state shall certify in writing that the provider meets the criteria provided in R.S. 15:571.36 and shall register with the court and the sheriff of the parish where the services are to be provided. The information provided to the court and the sheriff shall include all of the following:

(1) The name of the provider.

(2) The principal contact information of the provider.

(3) The primary office address of the provider.

B. No person or entity shall provide electronic monitoring services in this state without having first complied with the registration requirements as provided in Subsection A of this Section. The application for registration shall be submitted on forms provided by the court and the sheriff of the parish where the services are to be provided and shall contain all of the information required by such forms and any accompanying instructions.

C. The court and the sheriff of the parish where the services are to be provided shall remove from the registry any person or entity that provides electronic monitoring services in this state if the court and the sheriff determine that the person or entity has violated the provisions of R.S. 15:571.36(D).

D. An elected official, or any immediate family member of an elected official, shall be prohibited from being a vendor, or having a financial interest in a vendor, for electronic monitoring services in this state.

Acts 2023, No. 374, §2; Acts 2024, No. 746, §1, eff. Jan. 1, 2025.



St. Bernard Parish Council

8201 West Judge Perez Drive
Chalmette, La. 70043

278-4228

278-4209(Fax)

December 6, 2024

Attorney General Liz Murrill
Attn: Civil Division
P.O. Box 94005
Baton Rouge, LA 70804

Please accept this letter as an official request of the St. Bernard Parish Council for an Attorney General Opinion regarding whether an Elected Official having a financial interest in a vendor for electronic monitoring services prior to the effective date of the statute must divest themselves of that financial interest.

I am also attaching **Resolution SBPC #2424-12-24** that was adopted at the December 3, 2024 Council meeting for your review and the LA R.S. 15:835(D) that is in question.

Thank you for your time regarding this matter.

Best Regards,

A handwritten signature in blue ink that reads "Roxanne Adams".

Roxanne Adams
Clerk of Council
St. Bernard Parish Government