



RICHARD P. IEYOUNG
ATTORNEY GENERAL

State of Louisiana
DEPARTMENT OF JUSTICE
CIVIL DIVISION
BATON ROUGE
70804-9005

One American Place
301 Main Street, Suite 600
P.O. Box 94005
TEL.: (225) 342-7013
FAX: (225) 342-2090

NOV 06 2003
OPINION 03-0395

Mr. Mark D. Kuss
Attorney at Law
3316 Canal Street
New Orleans, LA 70119

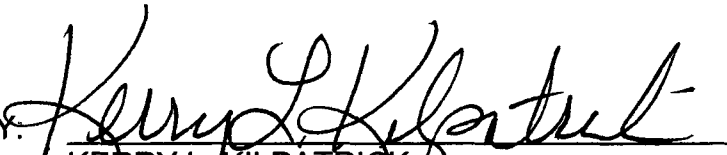
78 DUAL OFFICEHOLDING
R.S. 42:63(E), R.S. 42:62(4) and (5)
Part-time instructor at UNO may hold full-time employment
with Delgado Community College.

Dear Mr. Kuss:

In response to your recent inquiry, nothing in the dual officeholding laws, R.S. 42:61, et seq., prevents you from holding a full-time teaching position at Delgado Community College in New Orleans, while holding a part-time position as instructor at the University of New Orleans. Of concern would be R.S. 42:63(E)¹ prohibiting one from holding two full-time positions of public employment. The prohibition is inapplicable as one of your positions is held on a part-time basis. See R.S. 42:62(4) and (5).²

Very truly yours,

RICHARD P. IEYOUNG
ATTORNEY GENERAL

BY: 
KERRY L. KILPATRICK
ASSISTANT ATTORNEY GENERAL

KLK:ams

¹ R.S. 42:63(E) states:

E. No person holding a full-time appointive office or full-time employment in the government of this state or of a political subdivision thereof shall at the same time hold another full-time appointive office or full-time employment in the government of the state of Louisiana, in the government of a political subdivision thereof, or in a combination of these.

² R.S. 42:62(4) and (5) provides

(4) "Full-time" means the period of time which a person normally works or is expected to work in an appointive office or employment and which is at least seven hours per day of work and at least thirty-five hours per week of work.

(5) "Part-time" means the period of time which a person normally works or is expected to work in an appointive office or employment which is less than the number of hours of work defined in this Section as full time.