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State of Louisiana

DEPARTMENT OF JUSTICE

Baton Rouge

70804-9005

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OPINION 97-3

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Mr. Bradley Doyle
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OPINION 97-3

78 DUAL OFFICEHOLDING

LSA-R.S. 42:63(E)

Individual may hold the part-time appointive office of board member of the Terrebonne Parish Hospital Service District Board of Commissioners while also serving as Terrebonne Parish Assistant District Attorney.

Dear Mr. Doyle:

We find no legal impediment to prevent you from holding the part-time appointive office of board member of the Terrebonne Parish Hospital Service District Board of Commissioners while also serving as Terrebonne Parish Assistant District Attorney, a full-time appointive position. A concern might be raised by LSA-R.S. 42:63(E) if both positions were considered full-time. That statute provides:

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.

Since one appointive office is held on a part-time basis, the prohibitory language of LSA-R.S. 42:63(E) is inapplicable. You may hold both positions simultaneously.

Very truly yours,

RICHARD P. IEYOUB
ATTORNEY GENERAL

BY:


KERRY L. KILPATRICK
ASSISTANT ATTORNEY GENERAL

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