

LOUISIANA BOARD OF ETHICS
MINUTES
April 20, 2017

The Board of Ethics met on April 20, 2017 at 2:30 p.m. in the Griffon Room on the 1st floor of the LaSalle Building located at 617 North Third Street, Baton Rouge, Louisiana with Board Members Bruneau, Dittmer, Lavastida, Leggio, McAnelly, Meinert, Michiels, Monroe, Mouton-Allen and Smith present. Absent was Board Member Shelton. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, Jennifer Land, Suzanne Mooney and Brett Robinson.

Ms. Allen introduced and welcomed new Board members, Dr. John Meinert and Ms. Dianne Mouton-Allen.

The Board unanimously resolved into executive session to consider complaints and reports deemed confidential pursuant to Section 1141 of the Code of Governmental Ethics.

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EXECUTIVE BUSINESS

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The Board unanimously resolved into general business session and adjourned at 4:40 p.m.

Secretary

APPROVED:

Chairman

LOUISIANA BOARD OF ETHICS
MINUTES
April 21, 2017

The Board of Ethics met on April 21, 2017 at 9:00 a.m. in the LaBelle Room on the 1st floor of the LaSalle Building located at 617 North Third Street, Baton Rouge, Louisiana with Board Members Bruneau, Dittmer, Lavastida, Leggio, McAnelly, Meinert, Michiels, Monroe, Mouton-Allen and Smith present. Absent was Board Member Shelton. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, Jennifer Land, Suzanne Mooney and Brett Robinson.

Chairman McAnelly recognized Board Member Monroe for his years of service as a member and past Chairman of the Board and presented him with a plaque.

Ms. Allen also recognized Board Members Bruneau, Ingrassia, McAnelly and Shelton for their years of service on the Board and presented Board Members Bruneau and McAnelly with plaques.

The Board considered a request in Docket No. 16-603 for reconsideration of a waiver of the Board's suspension of all but \$450 of a \$1,500 late fee assessed against Vincent P. Borrello Jr., a member of the Board of Examiners of Certified Shorthand Reporters, for filing his 2014 Tier 2.1 Annual personal financial disclosure statement 108 days late. On motion made, seconded and unanimously passed, the Board continued the matter.

Mr. John "Jay" Batt, Jr., a candidate for New Orleans City Council/District A, in the February 6, 2010 election, and his attorneys, Mr. Louis Gurchich and Mr. Ben McDonald, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 16-875 for reconsideration of a waiver of the \$1,025 campaign finance

late fee assessed against Mr. Batt for filing his 2015 Supplemental campaign finance disclosure report 22 days late. On motion made, seconded and unanimously passed, the Board agreed to also consider a request for a waiver of the \$1,500 late fee assessed against Mr. Batt for filing his 2015 Tier 2.1 Annual personal financial disclosure statement 42 days late. After hearing from Mr. Batt, Mr. Gurvich and Mr. McDonald, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,025 late fee in connection with 2015 Supplemental campaign finance disclosure report but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act and declined to waive the \$1,500 late fee in connection with the 2015 Tier 2.1 Annual personal financial disclosure statement but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

Mr. William Earl Maddox, Claiborne Parish Constable, 1st JP Court, appeared before the Board in connection with a request in Docket No. 16-960 for reconsideration of a waiver of the \$2,500 late fee assessed against him for filing his amended 2012 Tier 2 Annual personal financial disclosure statement 55 days late. After hearing from Mr. Maddox, on motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

Ms. Lea Williams, West Feliciana Parish Police Juror, District 1, and Mr. Gene Dawson appeared before the Board in connection with a request in Docket No. 17-222 for a waiver of the \$1,500 late assessed against her for filing her 2015 Tier 3 Annual personal financial disclosure statement 166 days late. After hearing from Ms. Williams and Mr. Dawson, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

Mr. Rodney Scott appeared before the Board in connection with a request in Docket No. 17-226 for a waiver of the \$150 late fee assessed against him for the late filing of the December 2016 Lobbying Expenditure Report. After hearing from Mr. Scott, on motion made, seconded and unanimously passed, the Board waived the \$150 late fee.

Mr. Mason Dupre appeared before the Board in connection with a request in Docket No. 17-274 for a waiver of the \$750 late fee assessed against him for filing his November 2016 Lobbying Expenditure Report 15 days late. On motion made, seconded and unanimously passed, the Board agreed to consider Mr. Dupre's untimely request for a waiver of the \$1,050 late fee assessed against him for filing his September 2016 Lobbying Expenditure Report 21 days late. After hearing from Mr. Dupre, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,050 late fee in connection with the September 2016 Lobbying Expenditure Report but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics and rescinded the \$750 late fee in connection with the November 2016 Lobbying Expenditure Report pursuant to Rule 1205B.

Ms. Rhonda Boe, Executive Director of the Louisiana Behavior Analyst Board, appeared before the Board in connection with a request for an advisory opinion in Docket No. 17-278 regarding whether Katherine Chovanec and Ellen Brocato, former board members of the Louisiana Behavior Analyst Board, may be hired as a Complaints Coordinator with their former agency within two years of their termination from the board. On motion made, seconded and unanimously passed, the Board concluded that Section 1121A(2) of the Code of Governmental Ethics would prohibit Katherine Chovanec and Ellen Brocato from contracting with, being employed in any capacity by, or being appointed to any position by the Louisiana Behavior Analyst Board within two years from

their termination as board members of the board and the two year period would end on July 18, 2018.

Mr. Alva See, III, a member of the Municipal Yacht Harbor Management Corporation, appeared before the Board in connection with a request in Docket No. 17-266 for a waiver of the \$1,500 late fee assessed against him for filing his 2015 Tier 2.1 personal financial disclosure statement 98 days late. After hearing from Mr. See, on motion made, seconded and unanimously passed, the Board rescinded the \$1,500 late fee

The Board recessed at 10:12 a.m. and resumed back into general business session at 10:30 a.m.

On motion made, seconded and unanimously passed, the Board agreed to take action on items G9-G38 en globo subject to any items being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on items G9-G38, excluding Items G14, G15, G20, G22, G29 and G36, taking the following action:

Adopted an advisory opinion in Docket No. 16-515 concluding that no violation of the Code of Governmental Ethics is presented by Lee Stanley being employed on a part-time basis as Chief of Rapides Parish Fire District No.12 (Fire District) while his son, Zach Stanley, serves as a volunteer firefighter.

Adopted an advisory opinion in Docket No. 16-1280 concluding that no violation of the Code of Governmental Ethics is presented by the Ouachita Parish Police Jury seizing funds produced by a millage for the GB Cooley Hospital in Monroe and using those in ways not intended by the millage, since the situation does not present an issue under the jurisdiction of the Ethics Board. The

Board further advised that it does not have jurisdiction over the ways a Parish may use the public funds generated from a millage; however, the District Attorney has jurisdiction over the appropriate use of public funds.

Adopted an advisory opinion in Docket No. 17-074 concluding that no violation of the Code of Governmental Ethics is presented by Earl Davis introducing a project for which he would be compensated by the Southside Economic Development District (SEDD) while he volunteers as an advisor to the SEDD, since Mr. Davis has not been appointed to an advisory committee or in some way designated as being an official advisor to SEDD, he would not be considered a public employee subject to the Code of Governmental Ethics. The Board further instructed the staff to advise Mr. Davis to seek another opinion if his relationship with SEDD changes.

Adopted an advisory opinion in Docket No. 17-076 concluding that no violation of the Code of Governmental Ethics is presented by Stephen Nunnery's daughter, Megan Nunnery, being promoted to permanent status as a cashier within the Utility Department for the City of Zachary while Mr. Nunnery serves as Director of Administration and Chief Financial Officer for the City of Zachary, since the Utility Department is under the supervision of the Meter Director, Monica Jackson, who handles all decisions regarding the employment of Megan Nunnery and since Mr. Nunnery has no supervision or managerial responsibility over the Utility Department. The Board further advised that Mr. Nunnery should be cautioned to avoid any participation in the employment of his daughter and to submit a disqualification plan pursuant to Section 1112 of the Code of Governmental Ethics.

In connection with a disqualification plan submitted in Docket No. 17-130 concerning the supervision of Anthony Jeansonne, a Police Officer with the Alexandria Police Department,

following his marriage to the daughter of Alfred Bordelon, Assistant Chief of Police, adopted an advisory opinion concluding the no violation of the Code of Governmental Ethics is presented by Anthony Jeansonne continuing his employment with the Alexandria Police Department, while Mr. Bordelon, as his father-in-law, serves as the Assistant Chief of Police, provided the disqualification plan is followed, since pursuant to the disqualification plan, Mr. Bordelon will be completely removed from all supervisory duties and/or authority as to matters affecting Mr. Jeansonne's employment, including performance evaluations, disciplinary actions, promotions, scheduling, and leave issues.

Adopted an advisory opinion in Docket No. 17-230 concluding that no violation of the Code of Governmental Ethics is presented by Benjamin A. Huxen, II, former Executive Counsel of the Division of Administration, accepting the Executive Director position with the Municipal Police Employees' Retirement System (MPERS), since in Docket No. 2017-027, the Board concluded that the public servant was a member of the MPERS board if he served as a designee of the State Treasurer. As such, the Board determined that the two year prohibition in Section 1121A(2) of the Code of Governmental Ethics would begin from the date of the last meeting attended by the designee. Applying that same reasoning to this request, Mr. Huxen last attended an MPERS Board meeting as the designee of Commission Kristy Nichols on April 16, 2014. Thus, his two year prohibition under Section 1121A(2) of the Code of Governmental Ethics would have ended on April 16, 2016.

Allowed the withdrawal of a request for an advisory opinion in Docket No. 17-231 by the Chief of Police Robert Hayden, Village of Doyline, regarding whether a full time employee within the Doyline Police Department may be employed as a special investigator for the District Attorney

and perform work for the District Attorney's Office during his working hours with the police department, since the underlying issue is no longer present.

Declined to render an advisory opinion in Docket No. 17-234 submitted by R. David Brown, attorney, regarding the interpretation of La. R.S. 40:1046, also known as the Alison Neustrom Act, concerning the therapeutic use of marijuana, since the advisory opinion request concerns a law outside of the Code of Governmental Ethics (La. R.S. 42:1101, et seq) and the Campaign Finance Disclosure Act (La. R.S. 18:1481, et seq.).

Adopted an advisory opinion in Docket No. 17-238 concluding that Section 1113A of the Code of Governmental Ethics would prohibit Charlie's Carpet Cleaning from providing services to Glen View Elementary School located in Ruston, since the company is owned by Tedd Hull, spouse of a Glen View Elementary School teacher, Lauren Hull.

Adopted an advisory opinion in Docket No. 17-241 concluding that Section 1111C(2)(d) of the Code of Governmental Ethics would prohibit Erin Guerra from being employed with NANO, LLC, while she is employed as a Building Plan Examiner with the New Orleans Department of Safety and Permits, since the Department enforces the CZO and administers and enforces standards for the construction and use of buildings and property and NANO must submit plans in connection with projects that it has in New Orleans.

Adopted an advisory opinion in Docket No. 17-244 concluding that no violation of the Code of Governmental Ethics is presented by Angelita Jackson, City of Shreveport Human Resources Director, being employed as an adjunct instructor with Wiley College after working hours from her position with the City, since the lease agreement is between Wiley College and the City of Shreveport and not Ms. Jackson's agency, the Human Resources Department within the City of

Shreveport government.

Adopted an advisory opinion in Docket No. 17-246 concluding that no violation of the Code of Governmental Ethics is presented by members of the Workforce Development Board, SDA-83, Inc. in Monroe receiving Work Opportunity Tax Credits, since the agency of the board members is the WDB-83 and since the WOTC is administered by the La. Workforce Commission, and approved by federal agencies, the WOTC does not come under the supervision or jurisdiction of the WDB-83.

Adopted an advisory opinion in Docket No. 17-250 concluding that no violation of the Code of Governmental Ethics is presented by Jennifer Barnett contracting with the First Planning District Workforce Development Board to provide professional services following the termination of her employment with the Louisiana Workforce Commission, since as the Operator, Ms. Barnett will be assisting the District Board, in carrying out its functions under the WIOA. As such, she will not be assisting a "person" as that term is defined in Section 1102(16) of the Code of Governmental Ethics. Additionally, as the Operator, Ms. Barnett will not be providing the same services that she provided for the Commission, as Coordinator.

Adopted an advisory opinion in Docket No. 17-252 concluding that no violation of the Code of Governmental Ethics is presented by James Carinio, Jr., a current employee of the Louisiana Workforce Commission, contracting with Louisiana Rehabilitation Services (LRS), if his employment ends with the Louisiana Workforce Commission due to a reduction of force, to provide services as a job placement vendor specializing in assisting individuals with criminal backgrounds in gaining employment, since Mr. Carinio will not be providing the same services under contract to LRS and he will not be assisting another person for compensation in transactions in which he participated while employed with LRS.

Allowed the withdrawal of a request for an advisory opinion in Docket No. 17-253 regarding whether William McGoey, an Assistant District Attorney in the St. Bernard Parish District Attorney's office, can bid on and purchase an adjudicated property from St. Bernard Parish Government, since Mr. McGoey has decided to not bid on the subject property.

Adopted an advisory opinion in Docket No. 17-255 concluding that no violation of the Code of Governmental Ethics is presented by Michael L. Wittler, a Commissioner for the Gravity Drainage District Number Four of Calcasieu Parish (District), pursuing legal action for a work-related injury he suffered as an employee of the District, since Mr. Wittler will be filing his worker's compensation claim with Stonetrust and the District will not be involved with any decisions regarding his claim.

Adopted an advisory opinion in Docket No. 17-257 concluding that no violation of the Code of Governmental Ethics is presented by an attorney serving as a part time assistant district attorney for Evangeline Parish while simultaneously serving as a magistrate for Mamou's Mayor Court. The Board further advised that the opinion request presents an issue associated with the Louisiana Dual Office-Holding laws which is under the jurisdiction of the Attorney General.

Adopted an advisory opinion in Docket No. 17-275 concluding that no violation of the Code of Governmental Ethics is presented by John Parker, III, an employee of the Louisiana State Police, requesting that the Grant Parish Police Jury stop providing maintenance on a dirt road in a right of way on land he recently purchased, since the issue of maintenance provided in a right of way is not within the Board's jurisdiction. Further, the Grant Parish Police Jury is not Mr. Parker's agency as an employee of Louisiana State Police.

Allowed the withdrawal of a request for an advisory opinion in Docket No. 17-277 as to whether a company owned by Carl Newburg, C & N Computer Services, may continue to do

business with the LaSalle Parish School Board if his son-in-law is appointed as Superintendent of LaSalle Parish Schools, since Mr. Newburg's son-in-law was not appointed as Superintendent of LaSalle Parish Schools making the question posed moot.

Adopted an advisory opinion in Docket No. 17-279 concluding that no violation of the Code of Governmental Ethics is presented by Nathan Dronette, a former employee of the Governor's Office of Homeland Security and Emergency Preparedness (GOHSEP), performing tasks as a Public Assistance/Technical Assistance Liaison, on behalf of his current employer, CB&I, under the GOHSEP-CBI Technical Services Contract No. 4400009902, since during his employment with GOHSEP, Mr. Dronette did not participate, nor was he involved in the preparation or procurement of the contract. Furthermore, as a Public Assistance/Technical Assistance Liaison, he will not be performing the same services that he performed while employed with GOHSEP.

Declined to render an advisory opinion in Docket No. 17-281 regarding the propriety of Rosa DeJean, a Deputy Clerk of Court with the Orleans Parish Civil District Court, notarizing documents.

Adopted an advisory opinion in Docket No. 17-291 concluding that no violation of the Code of Governmental Ethics is presented by the Pointe Coupee Parish School Board transacting business with Scott Fence Company while the spouse of Lacey Bueche, the Director of the Accountability and IT Department for the Pointe Coupee Parish School Board, serves as the sales representative for Scott Fence Company, since Ms. Bueche's agency within the school board is the Accountability and IT Department and that department will not be involved in any way with the proposed fence project.

Adopted an advisory opinion in Docket No. 17-310 concluding that no violation of the Code of Governmental Ethics is presented by the proposed employment of Dr. Bryan G. Frentz with the Franklin Foundation Hospital while he has an ownership interest in United Orthopedic Corporation

(United), since Dr. Frentz owns less than a controlling interest in United thereby United would not be prohibited from entering into contracts with the Hospital. Also, since any receipt of a thing of economic value from United would be a share in profits as a 5% owner of the company and because he is not an employee of United nor is he providing any services to United, he would not be prohibited from receiving any thing of economic value from United while United has a contractual, business, or financial relationship with the Hospital Service District No. 1 (District) which operates the hospital. The Board further advised that Dr. Frentz should avoid participation in any transaction involving the District and United.

Allowed the withdrawal of a request for an advisory opinion in Docket No. 17-326 regarding whether Mayor E. “Ben” Zahn, III, City of Kenner, is prohibited from appointing the husband of his assistant to serve as a Commissioner on the Kenner Housing Authority Board, since the issue is now moot.

On a vote of 9 yeas by Board Members Bruneau, Dittmer, Lavastida, Leggio, Meinert, Michiels, Monroe, Mouton-Allen and Smith and 1 nay by Board Member McAnelly, adopted an advisory opinion in Docket No. 17-220 concluding that Section 1111C(1)(a) of the Code of Governmental Ethics prohibits Isaac Joseph, Superintendent of the Jefferson Parish Public School System, from accepting an honorarium and payment of travel, meal, ground transportation and lodging costs from ERDI in exchange for providing consulting services, since Superintendent Joseph would be providing consulting services regarding matters related to his public job duties. The Board further advised that ERDI could make an unconditional donation to the Jefferson Parish School System.

Adopted an advisory opinion in Docket No. 17-229 concluding that Section 1111C(2)(d) of

the Code of Governmental Ethics would prohibit the Jeff Davis Water and Sewer Commission (Commission) from purchasing a vehicle from Gulf Coast Autoplex (Autoplex) while the Commission President, Greg Bordelon, is employed by the Autoplex. The Board further advised that if the Autoplex enters a business or financial relationship with the Commission, Mr. Bordelon would be prohibited from receiving his salary from the Autoplex and the Autoplex would be prohibited from paying Mr. Bordelon.

Adopted an advisory opinion in Docket No. 17-240 concluding that no violation of the Code of Governmental Ethics is presented by Shirley McCoy, an employee of the Louisiana State Library, becoming a featured author at the 2017 Louisiana Book Festival, since Ms. McCoy's agency, the Circulation Department, does not have supervision over the Louisiana Book Festival.

Adopted an advisory opinion in Docket No. 17-243 concluding that no violation of the Code of Governmental Ethics is presented by Lisa Mimmagh, a mental health nurse practitioner, providing services to the South Central Louisiana Human Services Authority at the Terrebonne Mental Health Clinic in Houma while providing the same services for the START Corporation, a 501(c)(3) non-profit organization, also located in Houma , as long as Ms. Mimmagh does not provide the same services to the same patients at START Corporation as those she provides services for at the Clinic. The Board further advised that under Section 1111C(2)(d) of the Code of Governmental Ethics, since START Corporation has a contract with the Authority but not with the Terrebonne Behavioral Health Clinic, Ms. Mimmagh would not be prohibited from receiving compensation from START Corporation, as it does not have business or financial relationship with the Clinic. The Board also cautioned that Ms. Mimmagh should avoid referring the Terrebonne Behavioral Health Clinic patients to START Corporation for services.

Deferred consideration of a request for an advisory opinion in Docket No. 17-256 submitted by Robby Miller, Tangipahoa Parish President, regarding whether his wife's company, Bean Town LLC, can continue an agreement with Tangipahoa Parish Hospital Service District No. 1 d/b/a North Oaks Hospital while he serves as the Parish President.

Adopted an advisory opinion in Docket No. 17-301 concluding that (1) Section 1112B(1) of the Code of Governmental Ethics would prohibit Jaimie Boudreaux, a member of the Cameron Parish Library Board of Commissioners, from participating in a transaction in which his wife, an employee of the Cameron Parish Library system, has a substantial economic interest and, pursuant to Section 1120.4 of the Code of Governmental Ethics, Mr. Boudreaux would be required to recuse himself from all discussion and vote on any transactions involving his wife in which she has a substantial economic interest; and, (2) Section 1112B(1) of the Code of Governmental Ethics would prohibit Ernest Roberts, a member of the Cameron Parish Library Board of Commissioners, from participating in a transaction in which his wife, an employee of the Cameron Parish Library system, has a substantial economic interest and, pursuant to Section 1120.4 of the Code of Governmental Ethics, Mr. Roberts would be required to recuse himself from all discussion and vote on any transactions involving his wife in which she has a substantial economic interest.

In connection with an Answer submitted in Docket No. 17-265 by Joshua Peterson, a former member of the Jackson Parish Police Jury, District 3, in response to a Notice of Delinquency received requesting his 2015 Tier 3 Annual personal financial disclosure statement, instructed the staff to advise Mr. Peterson he is required to file a 2015 Tier 3 Annual personal financial disclosure statement and late fees may be assessed if he fails to file.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the March 16-17, 2017 meetings.

The Board considered a proposed consent opinion in Docket No. 14-1167 regarding Laurie Carroll, a Northwestern State University employee, who failed to receive mandatory ethics training in 2013. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Laurie Carroll, an employee of Northwestern State University, agrees that a violation of Section 1170A(3)(a)(i) of the Code of Governmental Ethics occurred by her failure to complete one hour of education and training on the Code of Governmental Ethics during the calendar year 2013 or after receiving a notice of noncompliance granting her 30 business days from her receipt of such notice to complete such training and in which Ms. Carroll agrees to pay a fine of \$500. On motion made, seconded and unanimously passed, the Board dismissed the charges against Ms. Carroll.

The Board considered a request for an advisory opinion in Docket No. 17-219 from David Peterson, an employee of the Louisiana Department of Health (LDH), regarding post-employment restrictions following a layoff due to budget cuts, specifically, (1) is a Notice of Impending Layoff justification to pursue employment with an MCO Contracted with LDH?; and, (2) is a layoff justification to pursue employment with an MCO contracted with LDH? On motion made, seconded and unanimously passed, the Board concluded that (1) No, if the employment is voluntarily terminated in response to a Notice of Impending Layoff, the prohibition in Section 1121B of the Code of Governmental Ethics would apply as normal; and, (2) Yes, in the event the position is actually terminated by LDH due to a layoff through a reduction in force or as a result of budget cuts, Section 1121B of the Code of Governmental Ethics would not prohibit Mr. Peterson from accepting

employment with an MCO contracted with LDH and assisting them in transactions with his former governmental agency involving matters in which he participated while employed by LDH provided that he did not participate in the layoff decision and the termination of his public service was not attributable to his actions or job performance.

The Board considered a request for an advisory opinion in Docket No. 17-233 regarding whether the Code of Governmental Ethics would prohibit the East Baton Rouge Coroner's Office death investigators from transporting dead bodies for the Louisiana Organ Procurement Agency (LOPA). On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics would be presented by a death investigator being compensated by LOPA to transport bodies, provided they do not render services to LOPA on the cases they investigated as an employee of the East Baton Rouge Coroner's Office.

The Board considered a request for an advisory opinion in Docket No. 17-251 regarding whether Dr. Michael Williams, Chairman of the Board of Commissioners of the Acadia-St. Landry Hospital Service District (District), may become an employee or an independent contractor of Acadia-St. Landry Hospital. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Dr. Williams being employed by or contracting with Acadia-St. Landry Hospital if he were to resign his position as a member of the Board of Commissioners for the District. The Board further advised that Section 1113B of the Code of Governmental Ethics would prohibit Dr. Williams from being employed by or contracting with Acadia-St. Landry Hospital while he serves as a member of the Board of Commissioners for the District. The exception contained in Section 1123(18)(a) of the Code of Governmental Ethics does not apply because the District encompasses both Acadia Parish and St.

Landry Parish which have a total population of 145,157.

The Board considered a request for an advisory opinion in Docket No. 17-294 from Marshall Hevron on behalf of Discovery Health Sciences Foundation, Inc., and Friends of Discovery Health Sciences Foundation, Inc. regarding (1) whether the Discovery board members who also serve on the board of Friends would be prohibited from participating in matters in which Friends has a substantial economic interest; (2) whether Friends would be prohibited from entering into transactions with Discovery, where Discovery Board members also serve on the Friends Board; and, (3) whether Don Wheat and Amy Gray, employees of Discovery, would be prohibited from providing non-compensated services to Friends. On motion made, seconded and unanimously passed, the Board concluded that (1) Section 1123(1) of the Code of Governmental Ethics proves an exception for prohibited participation by a members of the Discovery Board in matters in which Friends has a substantial economic interest, where the Discovery Board members also serve as non-compensated board members of Friends; (2) provided that they remain non-compensated, the Discovery Board members who also serve as members of the Friends Board would not have a substantial economic interest in Friends and would not be prohibited from entering into transactions with Discovery; and, (3) Don Wheat and Amy Gray would not be prohibited from donating their services to Friends, provided they receive no compensation from Friends for their services.

The Board considered a request for an advisory opinion in Docket No. 17-411 regarding whether Steven Conrad, Professor at LSU Health Sciences Center, may provide compensated services to Baxter Healthcare at a time when Baxter Healthcare provides products to University Health and Willis Knighton Medical Center. On motion made, seconded and passed by a vote of 9 yeas by Board Members Bruneau, Dittmer, Lavastida, Leggio, McAnelly, Michiels, Monroe,

Mouton-Allen and Smith and 1 nay by Board Member Meinert, the Board concluded that Section 1111C(2)(d) of the Code of Governmental Ethics prohibits Dr. Conrad from providing the services to Baxter Healthcare, as described in the Service Provider Agreement, while Baxter Healthcare has a contractual, financial or business relationship with University Health and Willis-Knighton Medical Center.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board unanimously agreed to take action on the requests for “good cause” waivers of late fees assessed against candidates and committees included in the Campaign Finance Waiver Chart en globo subject to any items being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the items in the Campaign Finance Waiver Chart taking the following action:

The Board unanimously declined to waive the late fees assessed against the following:

Docket No. 16-376 from Jarvis Lewis of a \$2,000 late fee;
Docket No. 16-446 from Dina Domangue of a \$360 late fee and offer payment plan;
Docket No. 16-1003 from Donald Burriss of a \$1,000 late fee and offer payment plan;
Docket No. 16-1222 from Antoine Pierce of a \$120 late fee; and,
Docket No. 17-173 from Greg Route of a \$1,000 late fee.

The Board unanimously rescinded the late fees assessed against the following:

Docket No. 16-1222 from Antoine Pierce of a \$240 late fee;
Docket No. 17-082 from Andrea Aymond of a \$2,000 late fee; and,
Docket No. 17-236 from Rosetta Wilson of a \$160 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-1222 for a waiver of the \$60 and \$600 late fees assessed against Antoine Pierce, a candidate for Councilman, Metro District 8 in the November 8, 2016 election, for filing his 30-P and 10-P campaign finance disclosure reports 1 and 12 days late

respectively. On motion made, seconded and unanimously passed, the Board decline to waive the \$60 late fee in connection with the 30-P campaign finance disclosure report but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act and declined to waive the \$600 late fee in connection with the 10-P campaign finance disclosure report but suspended \$400 conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 17-082 for a waiver of the \$2,000 late fee assessed against Andrea Aymond, a candidate for District Judge, 12th Judicial District Court, Division A, in the November 4, 2014 election; the committee's chairperson, Thomas Garrot, Jr.; and, the treasurer, Carla Mayeaux, for filing the 2015 Supplemental campaign finance disclosure report 394 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,000 late fee but suspended \$1,800 conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 17-237 for a waiver of the \$300 late fee assessed against Rose "Ree" Williams Carey, a candidate for Councilman, Metro District 12 in the November 8, 2016 election, for filing her 40-G campaign finance disclosure report 5 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$300 late fee but suspended \$100 conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 17-242 for a waiver of the \$600, \$300 and \$2,000 late fees assessed against Leander "Shane" Zanders, a candidate for Councilman, Metro District 12 in the

November 8, 2016 election, for filing his 30-P, 10-P and 10-G campaign finance disclosure reports 56, 5 and 54 days late, respectively. On motion made, seconded and unanimously passed, the Board declined to waive the \$600 late fee in connection with the 30-P campaign finance disclosure report but suspended \$400 conditioned upon future compliance with the Campaign Finance Disclosure Act, declined to waive the \$300 in connection with the 10-P campaign finance disclosure report but suspended \$100 conditioned upon future compliance with the Campaign Finance Disclosure Act and declined to waive the \$2,000 late fee in connection with the 10-G campaign finance disclosure report but suspended \$1,800 conditioned upon future compliance with the Campaign Finance Disclosure Act.

The Board considered a request in Docket No. 17-300 for a waiver of the \$900 late fee assessed against Beth Meeks for the late filing of the December 2016 Lobbying Expenditure Report. On motion made, seconded and unanimously passed, the Board declined to waive the \$900 late fee but suspended \$600 conditioned upon future compliance with the Lobbyist Disclosure Act and provided payment is received within 30 days.

The Board unanimously agreed to take action on the requests for “good cause” waivers of late fees assessed against individuals contained in the Personal Financial Disclosure Waiver Chart en globo subject to any items being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the items in the Personal Financial Disclosure Waiver Chart, excluding Docket Nos. 17-223 and 17-266, taking the following action:

The Board unanimously waived the late fees assessed against the following:

Docket No. 17-221 from Rick Ramsey of a \$2,500 late fee; and,

Docket No. 17-262 from Kieran Coleman of a \$1,500 late fee.

The Board unanimously declined to waive the late fees assessed against the following:

Docket No. 17-225 from James Parrot of a \$1,500 late fee and offer a payment plan;
Docket No. 17-261 from Jay Prejean of a \$1,500 late fee and advise that a waiver request will not be reconsidered unless the form is filed;
Docket No. 17-264 from Prince Robinson, Sr. of a \$1,500 late fee; and,
Docket No. 17-269 from Otis Wilson of a \$1,500 late fee and offer a payment plan.

The Board considered a request in Docket No. 17-228 for a waiver of the \$1,500 late fee assessed against David Smith, a former member of the Elizabeth Board of Aldermen, Allen Parish, for filing his 2015 Tier 3 Annual personal financial disclosure statement 56 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,300 conditioned upon future compliance with the Code of Governmental Ethics and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request in Docket No. 17-260 for a waiver of the \$300 late fee assessed against Katiyra Haggerty, a member of the Shreveport Housing Authority, for filing her amended 2014 Tier 2.1 Annual personal financial disclosure statement 6 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$300 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 17-270 for a waiver of the \$1,500 late fee assessed against Bergen Oge, a member of the Robeline Board of Aldermen-Natchitoches Parish, for filing her 2015 Tier 3 Annual personal financial disclosure statement 91 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 but suspended \$1,300 conditioned upon future compliance with the Code of Governmental Ethics and provided

payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request in Docket No. 17-271 for a waiver of the \$1,500 late fee assessed against Theodore Young, a former member of the French Quarter-Marigny Historic Area Management District, for filing his 2014 Tier 2.1 Annual personal financial disclosure statement 127 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 but suspended \$1,050 conditioned upon future compliance with the Code of Governmental Ethics and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request in Docket No. 17-272 for a waiver of the \$1,500 late fee assessed against Bradley Cantrell, a former member of the St. Bernard Parish Port Harbor and Terminal District, for filing his 2014 Tier 2.1 Annual personal financial disclosure statement 287 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 but suspended \$450 conditioned upon future compliance with the Code of Governmental Ethics and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request for reconsideration in Docket No. 16-1198 for a waiver of the \$1,500 late fee assessed against Deidra Jackson for her failure to timely file a Lobbyist Supplemental Report. On motion made, seconded and unanimously passed, the Board rescinded the \$1,500 late fee, since Ms. Jackson did not add a new client and it does not appear that a supplemental registration was necessary.

The Board considered a request for reconsideration in Docket No. 16-1259 for a waiver of

the \$1,500 late fee assessed against James Terry "Bippy" Hoof, Cullen Board of Aldermen, Webster Parish, for failing to file his 2015 Tier 3 Annual personal financial disclosure statement. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

On motion made, seconded and unanimously passed, the Board agreed to reconsider the matter in Docket No. 17-281.

The Board considered a request for an advisory opinion in Docket No. 17-281 regarding the propriety of Rosa DeJean, a Deputy Clerk of Court with the Orleans Parish Civil District Court, notarizing documents. On motion made, seconded and unanimously passed, the Board instructed the staff to solicit additional information in connection with the request.

The Board considered proposed legislation for the 2017 Regular Legislative Session which will affect the laws administered by the Board of Ethics, including the Code of Governmental Ethics, the Campaign Finance Disclosure Act, and the Legislative, Executive and Local Lobbying Disclosure Acts. Following a review and discussion of the proposed legislation chart, the Board took the following action:

HB 86	Oppose
HB 90	Support
HB 199	Support with respect to the Ethics provisions
HB 207	No Position
HB 231	Support
HB 308	No Position
HB 383	Oppose
SB 189	Support

On motion made, seconded and unanimously passed, the Board dismissed the charges in

Docket No. 09-860 against Elizabeth Jones, a former Employee of the City of Grambling.

The Board unanimously adjourned at 12:30 p.m.

Secretary

APPROVED:

Chairman