

LOUISIANA BOARD OF ETHICS
MINUTES
August 16, 2013

The Board of Ethics met on August 16, 2013 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 Backhaus, Blewer, Bruneau, Ingrassia, Leggio, Lemke and Monroe present. Absent were Board Members McAnelly, Schneider, Shelton and Stafford. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, Aneatra Boykin, Mike Dupree, Jennifer Land and Suzanne Mooney.

The Board considered a request in Docket No. 13-583 for a waiver of the two \$1,500 late fees assessed against Michael Mattox, a member of the Winnfield City Council, for filing his 2010 Tier 3 annual personal financial disclosure statement 388 days late and his 2011 Tier 3 annual personal financial disclosure statement 149 days late. On motion made, seconded and unanimously passed, the Board temporarily deferred the matter to later in the meeting.

Ms. Neva Knight, a member of the Simpson Board of Aldermen, and her attorney, Mr. Alvin Dowden, Jr., appeared before the Board in connection with a request in Docket No. 13-830 for a waiver of the \$1,500 late fee assessed against Ms. Knight for filing her 2009 Tier 3 annual personal financial disclosure statement 343 days late. After hearing from Ms. Knight and Mr. Dowden, on motion made, seconded and unanimously passed, the Board waived the \$1,500 late fee based on the waiver guidelines.

The Board considered a request in Docket No. 13-832 for a waiver of the \$2,500 late fee assessed against Micah Hebert, a candidate for Representative in the October 22, 2011 election, for filing his 2010 Tier 2 candidate personal financial disclosure statement 371 days late. On motion

made, seconded and unanimously passed, the Board continued the matter to the September meeting.

The Board considered a request in Docket No. 13-873 for a waiver of the \$1,500 late fee assessed against Harold Allbritton, a member of the Spearsville Board of Aldermen, for filing his 2010 Tier 3 annual personal financial disclosure statement 358 days late. On motion made, seconded and unanimously passed, the Board temporarily deferred the matter to later in the meeting.

Mr. Alphonse Badeaux, Jr., a member of the South Central Planning and Development Board, appeared before the Board in connection with a request in Docket No. 13-878 for a waiver of the \$1,500 late fee assessed against him for filing his 2010 Tier 2.1 annual personal financial disclosure statement 251 days late. After hearing from Mr. Badeaux, on motion made, seconded and unanimously passed, the Board waived the \$1,500 late fee based on the waiver guidelines.

The Board considered a request in Docket No. 13-885 for a waiver of the \$1,500 late fee assessed against Jakov Jurisic, a member of the Oyster Task Force, for filing his 2010 Tier 2.1 annual personal financial disclosure statement 490 days late. On motion made, seconded and unanimously passed, the Board waived the \$1,500 late fee based on the waiver guidelines.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 13-908 for a waiver of the \$780 late fee assessed against Billye Goree Burns, a candidate for State Representative, District 17 in the October 22, 2011 election, for filing her Supplemental campaign finance disclosure report 13 days late. On motion made, seconded and unanimously passed, the Board rescinded the \$780 late fee, since Ms. Burns faxed in her Supplemental report on February 15, 2013 but subsequently electronically filed the Supplemental report on February 28, 2013.

The Board considered a request in Docket No. 13-950 for a waiver of the \$2,500 late fee

assessed against Wendy O'Quinn-Perrette, a member of the Bogalusa City Council, for filing her 2010 Tier 2 annual personal financial disclosure statement 309 days late. On motion made, seconded and unanimously passed, the Board waived the \$2,500 late fee based on the waiver guidelines.

Ms. Debra Guidry-Thomas, a member of the Church Point Board of Aldermen, and Mayor Rodney Boudreaux, Town of Church Point, appeared before the Board in connection with a request in Docket No. 13-957 for a waiver of the \$1,500 late fee assessed against Ms. Guidry-Thomas for filing her amended 2010 Tier 3 annual personal financial disclosure statement 364 days late. After hearing from Ms. Guidry-Thomas and Mayor Boudreaux, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,250 conditioned upon future compliance with the Code of Governmental Ethics.

Ms. Maria Dugas, a member of the Board of Examiners for Private Investigators, appeared before the Board in connection with an untimely request in Docket No. 13-963 for a waiver of the \$1,500 late fee assessed for filing her 2011 Tier 2.1 annual personal financial disclosure statement 40 days late. On motion made, seconded and passed by a vote of 4 yeas by Board Members Backhaus, Ingrassia, Leggio and Lemke and 3 nays by Board Members Blewer, Bruneau and Monroe, the Board agreed to consider the waiver request. After hearing from Ms. Dugas, on motion made, seconded and passed by a vote of 6 yeas by Board Members Backhaus, Bruneau, Ingrassia, Leggio, Lemke and Monroe and 1 nay by Board Member Blewer, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics.

Dr. Eldredge Carroll, former Caldwell Parish Coroner, and his attorney, Mr. James Carroll, appeared before the Board in connection with an untimely request in Docket No. 13-970 for a waiver

of the \$2,500 late fee assessed against Dr. Carroll for filing his amended 2009 Tier 2 annual personal financial disclosure statement 157 days late and in connection with a timely request for a waiver of the \$2,500 late fee assessed against Dr. Carroll for filing his 2011 Tier 2 annual personal financial disclosure statement 239 days late. After hearing from Dr. Carroll and Mr. Carroll, on motion made, seconded and unanimously passed, the Board rescinded the \$2,500 late fee associated with the 2009 Tier 2 annual personal financial disclosure statement, since Dr. Carroll did not receive the Notice of Delinquency for that report. On motion made, seconded and passed by a vote of 6 yeas by Board Members Backhaus, Bruneau, Ingrassia, Leggio, Lemke and Monroe and 1 nay by Board Member Blewer, the Board declined to waive the \$2,500 late fee associated with the 2011 Tier 2 annual personal financial disclosure statement but suspended \$2,000 conditioned upon future compliance with the Code of Governmental Ethics.

Dr. Norman McSwain, an appointed board member of the Louisiana Emergency Response Network (LERN), and Ms. Paige Hargrove, the Executive Director for LERN, appeared before the Board in connection with a request for an advisory opinion in Docket No. 13-998 regarding whether Dr. McSwain may continue his employment as a surgeon with Tulane University Health Sciences Center (Tulane) if LERN enters into a contract with Tulane. After hearing from Dr. McSwain and Ms. Hargrove, on motion made, seconded and passed by a vote of 5 yeas by Board Members Backhaus, Blewer, Bruneau, Ingrassia and Monroe and 2 nays by Board Members Leggio and Lemke, the Board concluded that Section 1111C(2)(d) of the Code of Governmental Ethics prohibits Dr. McSwain, as a member of the LERN Board, from accepting compensation from Tulane at a time when Tulane has a contract with LERN and Section 1117 of the Code of Governmental Ethics prohibits Tulane from paying Dr. McSwain, when he is prohibited from receipt of the compensation

by Section 1111C(2)(d) of the Code. The Board further concluded that since the members of LERN are appointed members, the exception provided for in 82-02D does not apply in this situation.

Board Member Blewer was excused from the meeting.

The Board recessed at 10:25 a.m. and resumed back into general business session at 10:39 a.m.

The Board considered a request in Docket No. 13-583 for a waiver of the two \$1,500 late fees assessed against Michael Mattox, a member of the Winnfield City Council, for filing his 2010 Tier 3 annual personal financial disclosure statement 388 days late and his 2011 Tier 3 annual personal financial disclosure statement 149 days late. On motion made, seconded and unanimously passed, the Board waived the \$1,500 late fee associated with the 2010 Tier 3 annual personal financial disclosure statement, based on the waiver guidelines and declined to waive the \$1,500 late fee associated with the 2011 Tier 3 annual personal financial disclosure statement but suspended \$1,250 conditioned upon future compliance with the Code of Governmental Ethics and based on the waiver guidelines.

The Board considered a request in Docket No. 13-873 for a waiver of the \$1,500 late fee assessed against Harold Allbritton, a member of the Spearsville Board of Aldermen, for filing his 2010 Tier 3 annual personal financial disclosure statement 358 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 13-1163 for a waiver of the \$600, \$2,000, \$600 and \$600 late fees assessed against Micah Hebert, a candidate for State Representative, District 54 in the October 22, 2011 election, for filing his 30-P, 10-P, EDE-P and 10-G campaign finance disclosure reports

662, 642, 622, and 614 days late. On motion made, seconded and unanimously passed, the Board continued the matter to the September meeting.

On motion made, seconded and unanimously passed, the Board adopted the following general consent agenda items:

Adopted for publication, a consent opinion in Docket No. 10-705 in which Derek Lewis, the former Mayor of the City of Port Allen, agrees that violations of Sections 1111A, 1111C(2)(d), 1111E and 1115 of the Code of Governmental Ethics occurred in 2009 and 2010, at a time when he served as the Mayor of the City of Port Allen, when he agreed to and received a total value of \$18,990 in cash, tickets and other gifts from CIFER 5000 while CIFER 5000 sought a contract with his agency, the City of Port Allen, and in which no fine is to be imposed upon Mr. Lewis based upon his sentence in the federal investigation into this matter. Board Member Bruneau abstained.

Adopted for publication, a consent opinion in Docket No. 11-143 in which Alvis Wayne Duplechin, a Street and Utility Supervisor employed by the Town of Basile, agrees that a violation of Section 1112 of the Code of Governmental Ethics occurred by his signing payroll checks for his son, Andrew Duplechin, while he was employed by the Town of Basile and in which Mr. Alvis Wayne Duplechin agrees to pay a fine of \$500.

Adopted for publication, a consent opinion in Docket No. 11-1558 in which Mayor Michael Ragusa, Town of Independence, agrees that a violation of Section 1112B(1) of the Code of Governmental Ethics occurred by his participation in the approval and execution of the Town of Independence Historical District Fund loan documents for Jimmy Gregory Investments, Inc. when he knew the loan funds would be used to purchase the BBQ Station Restaurant from BHS Enterprises, Inc., a company owned by his sons and daughter-in-law, Michael Brent Ragusa, Nelson

Hunt Ragusa and Sabrina L. Ragusa, and in which Mayor Ragusa agrees to pay a fine of \$500.

Adopted for publication, a consent opinion in Docket No. 11-1773 in which R. Wayne Pugh, a member of the Louisiana Real Estate Board, agrees that a violation of Section 1111C(2)(d) of the Code of Governmental Ethics occurred by his receipt of compensation from persons who are certified by the Louisiana Real Estate Appraisers Board at a time when he served as a member of the Louisiana Real Estate Appraisers Board and in which Mr. Pugh agrees to pay a fine of \$2,000.

Deferred consideration of a request for an advisory opinion in Docket No. 13-516 regarding whether Shane Romero, son of Iberia Parish President Errol Romero, may represent a former member of the Iberia Parish Council in litigation with the Parish Council.

Adopted an advisory opinion in Docket No. 13-719 concluding that Sections 1111A and 1111C(1)(a) of the Code of Governmental Ethics prohibit James A. Stevenson, Jr., from appraising property for Judicial Sales within Washington Parish, since that property is under his jurisdiction to appraise as the Assessor.

Adopted an advisory opinion in Docket No. 13-867 concluding that Section 1119B(1) of the Code of Governmental Ethics prohibits Shannon Bell, son of Simmesport Councilman Shermann Bell, Sr., from being employed as a police officer for the Town of Simmesport, since the police officers are employees of the Town of Simmesport and are confirmed by the Simmesport Town Council.

Adopted an advisory opinion in Docket No. 13-904 concluding that the Board does not have jurisdiction with respect to whether there is a waiting period that a president of a political committee must abide by prior to participating as a candidate in a campaign for an elected office and suggested that the requestor should contact the Secretary of State.

Adopted an advisory opinion in Docket No. 13-913 concluding that no violation of the Code of Governmental Ethics is presented by B.A.S. Construction making a donation of a building and property to the Richland Parish Sheriff's Office.

Adopted an advisory opinion in Docket No. 13-942 concluding that no violation of the Code of Governmental Ethics is presented by Cherl Domingue, the former Officer Manager of the Motor Vehicle Unit in the Breaux Bridge field office, being employed with All Star Driving Academy provided that her students do not bring the results of road tests that she performed to the Breaux Bridge field office for a period of two years from the date of her retirement.

Adopted an advisory opinion in Docket No. 13-944 concluding that Section 1121A(2) of the Code of Governmental Ethics prohibits Joe Koczrowski, a former board member of Livingston Parish Fire Protection District Number 5, from being hired as the Deputy Fire Chief for Livingston Parish Fire Protection District Number 5 for two years following the termination of his public service as a board member of the Livingston Parish Fire Protection District Number 5.

Adopted an advisory opinion in Docket No. 13-991 concluding that no violation of the Code of Governmental Ethics is presented by the Executive Director of Shreve Memorial Library driving board members of the Shreve Memorial Library Board of Control to board meetings in a library vehicle.

Adopted an advisory opinion in Docket No. 13-992 concluding that Section 1113 of the Code of Governmental Ethics prohibits members of the East Columbia Fire District Board of Commissioners from receiving compensation as volunteer firefighters for the District. The Board further advised that the exceptions in Section 1123 of the Code of Governmental Ethics will not apply, since the Commissioners would like to receive compensation.

Adopted an advisory opinion in Docket No. 13-999 concluding that no violation of the Code of Governmental Ethics is presented by Randall Ferguson, a commissioned law enforcement officer for the Pineville Police Department, accepting part time employment with the Louisiana State University at Alexandria Police Department, since the Pineville Police Department is a separate agency from the Louisiana State University at Alexandria Police Department. The Board suggested that Mr. Ferguson should consult the Attorney General's Office regarding dual-office holding.

Adopted an advisory opinion in Docket No. 13-1024 concluding that no violation of the Code of Governmental Ethics is presented by Mark Spears, a member of the Jefferson Parish Council, participating and voting in the Parish Council meeting on legislation regarding a potential lease of Jefferson Parish Hospitals while his wife is employed as a physician with West Jefferson Hospital, since it does not appear that Mr. Spears or his wife has any greater economic interest in the potential lease of the hospitals than does any other physician employed by Jefferson Parish Hospital system. The Board further advised that Councilman Spears may not participate in any discussion in relation to his wife's employment, salary, or benefits.

Adopted an advisory opinion in Docket No. 13-1027 concluding that no violation of the Code of Governmental Ethics is presented by Cherl Domingue, the former Officer Manager of the Motor Vehicle Unit in the Breaux Bridge field office, being employed with a banking institution provided that she does not assist in matters involving the Breaux Bridge field office for a period of two years from the date of her retirement.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the July 18-19, 2013 meetings.

The Board considered a request in Docket No. 13-409 for a waiver of the \$1,500 late fee assessed against Alvin Jackson, a member of the Town of Richwood Board of Alderman, for filing his 2009 Tier 3 annual personal financial disclosure statement 134 days late and an untimely request for a waiver of the \$1,500 late fee assessed against Mr. Jackson for filing his 2010 Tier 3 candidate personal financial disclosure statement 224 days late. On motion made, seconded and unanimously passed, the Board deferred the matter to the September meeting.

The Board considered a request for an advisory opinion in Docket No. 13-690 regarding Margaret Duhon providing court reporting services for the 15th Judicial District Court following her retirement. On motion made, seconded and unanimously passed, the Board concluded that Section 1121B(1) of the Code of Governmental Ethics prohibits Ms. Duhon, for two years following her retirement, from contracting with court reporters directly or with the 15th Judicial District Court to perform court reporting services on a contractual basis, since it is a service that she formerly rendered as an employee of the 15th Judicial District Court.

The Board considered a request for an advisory opinion in Docket No. 13-903 regarding whether the Jefferson Parish School Board may continue a contractual relationship with The Achievement Network (ANet) at a time when the spouse of William Murphy, the Jefferson Parish School System Chief Network Officer, is employed with the company. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by the Jefferson Parish School District entering into a contract with Anet, since the administration of the ANet contract and management of services provided thereunder is the sole responsibility of Chief Strategy Officer Jacob Landry in the Strategic Initiatives unit of the Jefferson Parish School System and William Murphy is employed in the School Networks unit of Jefferson

Parish School System, an agency separate and distinct from the Strategic Initiatives unit. The Board further advised that Section 1112 of the Code of Governmental Ethics will prohibit Mr. Murphy from participating in any matters with ANET that involve his wife.

The Board considered an untimely request in Docket No. 13-955 for a waiver of the \$1,500 late fee assessed against Bobby Higginbotham, former Mayor of Waterproof, for filing his 2010 Tier 3 annual personal financial disclosure statement 115 days late. On motion made, seconded and unanimously passed, the Board agreed to consider the untimely waiver request and waived the \$1,500 late fee based on the fact that Mr. Higginbotham did not received the notice of delinquency.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for an advisory opinion in Docket No. 13-1025 regarding whether a state PAC may make a contribution to a legislative caucus or whether PACs may make contributions to other PACs. On motion made, seconded and unanimously passed, the Board concluded that a legislative caucus is defined as a charitable organization as defined by 26 USC 501C(3) or 26 US 170 © or a political party. As such, it does not appear that excess funds of a PAC may be given to a legislative caucus. However, since PACs are committees that are either supporting or opposing a candidate or proposition during an election, 1505.2(I) permits a PAC to make a contribution of excess funds to another PAC. The contribution limit for contributions given from PAC to PAC is determined by the PAC receiving the contribution. The Board further suggested that if an advisory opinion regarding a particular legislative caucus is needed, a request should be submitted to the Board regarding the particular legislative caucus with specific facts concerning the caucus to be addressed in the request.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered requests for “good cause” waivers of late fees assessed against the following

candidates and adopted the staff recommendations on the requests:

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

Docket No. 13-701 from Edward Brown of an \$840 late fee;
Docket No. 13-849 from Courtney Reyes of an \$80 late fee;
Docket No. 13-906 from Philip Capitano of a \$600 late fee;
Docket No. 13-907 from John Patterson of a \$400 late fee;
Docket No. 13-910 from Khalid Taha of a \$40 late fee;
Docket No. 13-924 from Kevin Merchant of a \$280 late fee;
Docket No. 13-979 from Gwendolyn Iles-Foster of a \$400 late fee;
Docket No. 13-980 from Hillary Johnson of a \$600 late fee; and,
Docket No. 13-982 from CAAL PAC of a \$1,400 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 13-702 for a waiver of the \$1,020 late fee assessed against Sharon Weston Broome, a candidate for State Senator, District 15 in the October 22, 2011 election, for filing her Supplemental campaign finance disclosure report 17 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,020 late fee but suspended \$820 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. 13-703 for a waiver of the \$420 late fee assessed against Lorraine Perkins McInnis, a candidate for Judge, 24th Judicial District Court in the April 6, 2013 election, for filing her Annual campaign finance disclosure report 7 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$420 late fee but suspended \$220 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. 13-726 for a waiver of the \$320 late fee assessed against John Ieyoub, a candidate for Councilman, District D, City of Lake Charles in the April 6, 2013 election,

for filing his 30-P campaign finance disclosure report 8 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$320 late fee but suspended \$220 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. 13-850 for a waiver of the \$2,000 late fee assessed against Forum for Equality PAC in the November 6, 2012 election, for filing the 10-G campaign finance disclosure report 159 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,000 late fee but suspended \$1,500 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. 13-907 for a waiver of the \$800 late fee assessed against John R. Patterson III, a candidate for Rapides Parish Police Juror, District C in the October 22, 2011 election, for filing his 10-G campaign finance disclosure report 488 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$800 late fee but suspended \$700 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. 13-910 for a waiver of the \$160 late fee assessed against Khalid Taha, a candidate for Councilman, District G, City of Lake Charles in the April 6, 2013 election, for filing his Special campaign finance disclosure report 4 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$160 late fee but suspended \$60 conditioned upon future compliance with the Campaign Finance Disclosure Act.

The Board considered a request in Docket No. 13-641 for a waiver of the \$1,400 late fee

assessed against Kristen Batulis for the failure to timely file her registration as a lobbyist for the 2013 calendar year. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,400 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

In connection with the guidelines for personal financial disclosure waiver requests, Board Member Lemke suggested a revision with respect to a finite limit in Section A regarding Recommendation to Waive a Fine and a revision with respect to changing the 180 days period in Section B regarding Recommendation to Suspend A Fine. On motion made, seconded and unanimously passed, the Board agreed to impose a 90 day limit in Section A regarding Recommendation to Waive a Fine and to change the 180 days late period in Section B regarding Recommendation to Suspend A Fine to 90 days late period. The Board instructed the staff to use the new guidelines beginning in September.

The Board considered requests for “good cause” waivers of late fees assessed against the following individuals in connection with the failure to timely file personal financial disclosure reports:

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the items listed on the waiver chart, excluding Docket No. 13-878, taking the following action:

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

Docket No. 13-828 from Daniel Conwill, IV of a \$350 late fee;
Docket No. 13-829 from James Vaughn, Jr. of a \$2,500 late fee;
Docket No. 13-960 from John Youngblood of a \$1,500 late fee; and,
Docket No. 13-966 from Randy Nichols of a \$1,500 late fee.

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

Docket No. 13-441 from Elton Havens and Teresa Havens of two \$100 late fees;
Docket No. 13-572 from William Watts of a \$1,500 late fee;
Docket No. 13-814 from Charlene Young of a \$1,500 late fee;
Docket No. 13-815 from Thomas Bloxom, Jr. of two \$2,500 late fees;
Docket No. 13-870 from Reed Henderson of a \$2,500 late fee;
Docket No. 13-871 from Jerome Richard of a \$2,500 late fee;
Docket No. 13-872 from Marie Adams of a \$1,500 late fee;
Docket No. 13-874 from Randall Brooks of a \$1,500 late fee;
Docket No. 13-875 from Roosevelt Bryant, Jr. of a \$1,500 late fee;
Docket No. 13-877 from Guy Boudreaux of a \$1,500 late fee;
Docket No. 13-879 from Martha Belton of a \$1,500 late fee;
Docket No. 13-880 from Jeremiah Bolden of a \$2,500 late fee;
Docket No. 13-881 from Emmitt Coleman of a \$2,500 late fee;
Docket No. 13-882 from Jennifer Coats of a \$1,500 late fee;
Docket No. 13-883 from Simone Honore Chretien of a \$1,500 late fee;
Docket No. 13-884 from Terri Casso of a \$1,500 late fee;
Docket No. 13-958 from Kimberly Ann Guidry of a \$2,500 late fee;
Docket No. 13-959 from Teddy Sutton of a \$1,500 late fee;
Docket No. 13-965 from Arthur Walker of a \$1,500 late fee;
Docket No. 13-972 from Edna Thornton of a \$1,500 late fee;
Docket No. 13-973 from Russell Flint of a \$150 late fee; and,
Docket No. 13-974 from James Santangelo of a \$2,500 late fee.

The Board considered a request in Docket No. 13-814 for a waiver of the two \$1,500 late fees assessed against Charlene Young, constable for St. Mary Parish, for filing her 2010 Tier 3 annual personal financial disclosure statement 331 days late and her 2011 Tier 3 annual personal financial disclosure statement 282 days late. On motion made, seconded and unanimously passed, the Board declined to waive the two \$1,500 late fees but suspended the late fees totaling \$3,000 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 13-876 for a waiver of the \$1,500 late fee assessed against Alfred Bickham, a member of the Shreveport Health Care Trust Fund, for filing his 2009 Tier 2.1 annual personal financial disclosure statement 615 days late. 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.

The Board considered a request in Docket No. 13-880 for a waiver of the two \$2,500 late fees assessed against Jeremiah Bolden, a Marshal for the City of Abbeville, for filing his 2009 Tier 2 annual personal financial disclosure statement 351 days late and his 2010 Tier 2 annual personal financial disclosure statement 351 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee associated with the 2009 Tier 2 annual personal financial disclosure statement but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics and declined to waive the \$2,500 late fee associated with the 2010 Tier 2 annual personal financial disclosure statement but suspended \$2,000 conditioned upon future compliance with the Code of Governmental Ethics. The Board further instructed the staff to offer a payment plan to Mr. Bolden.

The Board considered a request in Docket No. 13-952 for a waiver of the \$1,500 late fee assessed against Van Showers, a member of the Roseland Board of Aldermen, for filing his amended 2011 Tier 3 annual personal financial disclosure statement 98 days late. 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.

The Board considered a request in Docket No. 13-953 for a waiver of the \$1,500 late fee assessed against Richard Sessoms, former member of the Lane Regional Medical Center Board of Directors, for filing his 2009 Tier 2.1 annual personal financial disclosure statement 103 days late. 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 requests for “good cause” waivers of late fees assessed against individuals in connection with the failure to timely file personal financial disclosure reports contained at Item #38 of the agenda.

The Board recessed at 11:27 a.m. and resumed back into general business session at 11:32 a.m.

On motion made, seconded and unanimously passed, the Board agreed to reconsider Docket No. 13-702 which was included on the Campaign Finance Waiver Chart contained at Item #36 of the agenda.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 13-702 for a waiver of the \$1,020 late fee assessed against Sharon Weston Broome, a candidate for State Senator, District 15 in the October 22, 2011 election, for filing her Supplemental campaign finance disclosure report 17 days late. On motion made, seconded and passed by a vote of 5 yeas by Board Members Backhaus, Ingrassia, Leggio, Lemke and Monroe and 1 nay by Board Member Bruneau, the Board declined to waive the \$1,020 late fee but suspended \$820 conditioned upon future compliance with the Campaign Finance Disclosure Act.

The Board reconsidered requests for “good cause” waivers of late fees assessed against the following individuals in connection with the failure to timely file personal financial disclosure reports:

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the items listed on the waiver chart, excluding Docket Nos. 13-572, 13-828, 13-874, 13-879, 13-881, 13-884, 13-953, 13-958 and 13-965, taking the following action:

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

Docket No. 13-829 from James Vaughn, Jr. of a \$2,500 late fee;
Docket No. 13-960 from John Youngblood of a \$1,500 late fee; and,
Docket No. 13-966 from Randy Nichols of a \$1,500 late fee.

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

Docket No. 13-441 from Elton Havens and Teresa Havens of two \$100 late fees;
Docket No. 13-814 from Charlene Young of a \$1,500 late fee;
Docket No. 13-815 from Thomas Bloxom, Jr. of two \$2,500 late fees;
Docket No. 13-870 from Reed Henderson of a \$2,500 late fee;
Docket No. 13-871 from Jerome Richard of a \$2,500 late fee;
Docket No. 13-872 from Marie Adams of a \$1,500 late fee;
Docket No. 13-875 from Roosevelt Bryant, Jr. of a \$1,500 late fee;
Docket No. 13-877 from Guy Boudreaux of a \$1,500 late fee;
Docket No. 13-880 from Jeremiah Bolden of a \$2,500 late fee;
Docket No. 13-882 from Jennifer Coats of a \$1,500 late fee;
Docket No. 13-883 from Simone Honore Chretien of a \$1,500 late fee;
Docket No. 13-959 from Teddy Sutton of a \$1,500 late fee;
Docket No. 13-972 from Edna Thornton of a \$1,500 late fee;
Docket No. 13-973 from Russell Flint of a \$150 late fee; and,
Docket No. 13-974 from James Santangelo of a \$2,500 late fee.

The Board considered a request in Docket No. 13-814 for a waiver of the two \$1,500 late fees assessed against Charlene Young, constable for St. Mary Parish, for filing her 2010 Tier 3 annual personal financial disclosure statement 331 days late and her 2011 Tier 3 annual personal financial disclosure statement 282 days late. On motion made, seconded and unanimously passed, the Board declined to waive the two \$1,500 late fees but suspended the late fees totaling \$3,000 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 13-876 for a waiver of the \$1,500 late fee assessed against Alfred Bickham, a member of the Shreveport Health Care Trust Fund, for filing his 2009 Tier 2.1 annual personal financial disclosure statement 615 days late. 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.

The Board considered a request in Docket No. 13-880 for a waiver of the two \$2,500 late fees assessed against Jeremiah Bolden, a Marshal for the City of Abbeville, for filing his 2009 Tier 2 annual personal financial disclosure statement 351 days late and his 2010 Tier 2 annual personal financial disclosure statement 351 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee associated with the 2009 Tier 2 annual personal financial disclosure statement but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics and declined to waive the \$2,500 late fee associated with the 2010 Tier 2 annual personal financial disclosure statement but suspended \$2,000 conditioned upon future compliance with the Code of Governmental Ethics. The Board further instructed the staff to offer a payment plan to Mr. Bolden.

The Board considered a request in Docket No. 13-952 for a waiver of the \$1,500 late fee assessed against Van Showers, a member of the Roseland Board of Aldermen, for filing his amended 2011 Tier 3 annual personal financial disclosure statement 98 days late. 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.

The Board considered a request in Docket No. 13-572 for a waiver of the \$1,500 late fee assessed against William Watts, a member of the Tickfaw Town Council, for filing his 2009 Tier 3 annual personal financial disclosure statement 335 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 13-828 for a waiver of the \$350 late fee

assessed against William Watts, a member of the Tickfaw Town Council, for filing his 2010 Tier 2.1 annual personal financial disclosure statement 7 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$350 late fee.

The Board considered a request in Docket No. 13-874 for a waiver of the \$1,500 late fee assessed against Randall Brooks, a member of the Board of Wholesale Drug Distributors, for filing his 2010 Tier 2.1 annual personal financial disclosure statement 280 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 13-879 for a waiver of the \$1,500 late fee assessed against Martha Belton, a member of the Webster Parish Convention and Visitors Bureau, for filing her 2010 Tier 2.1 annual personal financial disclosure statement 269 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 13-881 for a waiver of the \$2,500 late fee assessed against Emmitt Coleman, Franklin Parish Sheriff, for filing his 2010 Tier 2 candidate personal financial disclosure statement in connection with the October 22, 2011 election 450 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee but suspended \$2,000 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 13-884 for a waiver of the \$1,500 late fee assessed against Teri Casso, a member of the Ascension Economic Development Board, for filing her 2010 Tier 2.1 annual personal financial disclosure statement 174 days late. On motion made,

seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 13-953 for a waiver of the \$1,500 late fee assessed against Richard Sessoms, a former member of the Lane Regional Medical Center Board of Directors, for filing his 2009 Tier 2.1 annual personal financial disclosure statement 103 days late.

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.

The Board considered a request in Docket No. 13-958 for a waiver of the \$2,500 late fee assessed against Kimberly Guidry, a member of the Carencro City Council, for filing her amended 2010 Tier 2 annual personal financial disclosure statement 201 days late. On motion made, seconded and unanimously passed, the Board waived the \$2,500 late fee based on the waiver guidelines.

The Board considered a request in Docket No. 13-965 for a waiver of the \$1,500 late fee assessed against Arthur Walker, a member of the Shreveport Housing Authority, for filing his 2010 Tier 2.1 annual personal financial disclosure statement 325 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,400 conditioned upon future compliance with the Code of Governmental Ethics.

The Board unanimously agreed to consider the following supplemental agenda items:

The Board considered a request for an advisory opinion in Docket No. 13-714 regarding whether Mayor Paul Lockard, Village of Rodessa, may appoint the Water/Wastewater Operator as Police Chief for the Village. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by the Operator for the

Water/Wastewater company accepting an appointment as Police Chief for the Village, since the appointment will not be a transaction that is under the supervision of the Operator's agency.

The Board considered a request for an advisory opinion in Docket No. 13-911 regarding whether a conflict of interest exists if Faltery Jolivette is appointed to a vacancy on the St. Landry Parish School Board while she serves as a member of the Opelousas Housing Authority Board and she is employed with the St. Landry Parish Solid Waste District. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Ms. Jolivette being appointed to the St. Landry Parish School Board while she serves as a member of the Opelousas Housing Authority Board and while she is employed with the St. Landry Parish Solid Waste District. The Board further advised that Ms. Jolivette may want to seek guidance from the Attorney General with respect to dual office holding laws.

The Board considered a request for an advisory opinion in Docket No. 13-918 regarding Stacie Massey, an employee of Department of Natural Resources, Office of Conservation, accepting outside employment as an analyst with Theopholis Oil, Gas, & Land Services, LLC to perform GIS analyst services. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Ms. Massey accepting the outside employment with Theopholis Oil, Gas, & Land Services, LLC, since the work she will perform is not substantially devoted to the responsibilities, programs, or operations of her agency, the Office of Conservation and since Theopholis Oil, Gas, & Land Services, LLC does not have or is seeking to have a business, financial, or contractual relationship with her agency.

The Board considered a request for an advisory opinion in Docket No. 13-937 regarding whether the Washington Parish Sheriff's office may contract with a commissary supply company

owned by Bernie Brennan, the brother of the spouse of Washington Parish Sheriff Randy Seal. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by the Washington Parish Sheriff's Office contracting with Bernie Brennan's company, since Mr. Brennan is not a member of Sheriff Seal's immediate family.

The Board considered a request for an advisory opinion in Docket No. 13-938 regarding whether Joseph DeVillier, a former member of the Acadiana Area Human Services District, may be employed at the Joseph Tyler Mental Health Center. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Mr. DeVillier working as a manager at Joseph Tyler Mental Health Center, since he would not be employed by the District nor would he be appointed to this position by the District.

The Board considered a request for an advisory opinion in Docket No. 13-1048 regarding whether Womack Construction may enter into a contract with the West Allen Parish Water District when the President of Womack Construction serves as a board member of the Louisiana Rural Water Association and the West Allen Parish Water District is a member of the Louisiana Rural Water Association. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Womack Construction entering into a contract with the West Allen Parish Water District at a time when Glen Womack, President of Womack Construction, serves as a member of the Louisiana Rural Water Association Board of Directors and the West Allen Parish Water District is a member of the Louisiana Rural Water Association. Board Member Leggio recused himself.

The Board considered a request for an advisory opinion in Docket No. 13-1049 regarding the post-employment restrictions applicable to Mr. Dan Rees, Executive Counsel for Office of

Community Development, Disaster Recovery Unit (OCD-DRU). On motion made, seconded and unanimously passed, the Board concluded that upon his termination of employment, Mr. Rees is not prohibited from entering into agreements to provide services related to OCD-DRU projects with other governmental entities, since Mr. Rees will not be contracting back with his agency, the legal section of the OCD-DRU, but will instead be entering into a contract to provide services to a governmental entity.

The Board unanimously resolved into executive session.

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EXECUTIVE BUSINESS

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The Board unanimously resolved into general business session and adjourned at 12:05 p.m.

Secretary

APPROVED:

Chairman

