

LOUISIANA BOARD OF ETHICS  
MINUTES  
February 17, 2012

The Board of Ethics met on February 17, 2012 at 9:00 a.m. in the LaBelle Room on the 1<sup>st</sup> floor of the LaSalle Building located at 617 North Third Street, Baton Rouge, Louisiana, with Board Members Backhaus, Blewer, Ingrassia, Leggio, Lowrey, Monroe and Simoneaux present. Absent were Board Members Hymel, Schneider and Stafford. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, Aneatra Boykin, Michael Dupree, Brent Durham and Deidra Godfrey.

The Board considered a request for reconsideration of an advisory opinion in Docket No. 11-230 advising that employees of the Cameron Parish Housing Assistance Program and their immediate family members are prohibited from participating in the Cameron Parish Housing Assistance Program (HAP). On motion made, seconded and unanimously passed, the Board deferred the matter to the March meeting to obtain additional information.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 11-1499 for a waiver of the \$1,400 late fee assessed against NOBLE PAC, a political committee whose 90-P campaign finance disclosure report was filed 7 days late. On motion made, seconded and unanimously passed the Board took no action, since the \$1,400 late fee had been paid.

Ms. Lisa Comeaux, Executive Director of LA Assisted Living, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 11-1704 for a waiver of the \$1,600 late fee assessed against the committee for filing the 30-P campaign finance disclosure report 8 days late.

Board Member Schneider arrived at the meeting at 9:07 a.m.

After hearing from Ms. Comeaux, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,600 late fee but suspended \$800 conditioned upon future compliance with the Campaign Finance Disclosure Act.

Mr. Martin Johnson and Mr. Kelvin Sanders, representatives of Revitalizing Our Community, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 11-1926 for a waiver of the late fees totaling \$7,729 assessed against the committee for filing three (3) Special reports 10, 6 and 1 day late; the EDE-P report 365 days late and the 10-G report 352 days late. After hearing from Mr. Johnson and Mr. Sanders, on motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$7,729 but suspended \$3,864.50 conditioned upon future compliance with the Campaign Finance Disclosure Act.

Mr. Willy J. Martin, successful candidate for Sheriff of St. James Parish in the October 22, 2011 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 11-1812 for a waiver of the \$360 late fee assessed against him for filing his 10-P report 6 days late. After hearing from Sheriff Martin, on motion made, seconded and unanimously passed, the Board waived the \$360 late fee.

Rev. William Crawford, President of Bayou Community Academy, Inc. (BCA), appeared before the Board in connection with a request for an advisory opinion in Docket No. 11-1932 regarding Gossen-Holloway and Associates entering into a contract with the Bayou Community Academy, Inc., when the wife of an owner serves as the school's director. After hearing from Rev.

Crawford, on motion made, seconded and unanimously passed, the Board concluded that Section 1113A of the Code of Governmental Ethics would prohibit Gossen - Holloway and Associates from contracting with the Bayou Community Academy, Inc. to perform architectural services, since the sole owner of Gossen-Holloway is married to the BCA School Director.

The Board recessed at 10:33 a.m. and resumed back into general business session at 10:44 a.m.

By a vote of 6 yeas by Board Members Backhaus, Blewer, Ingrassia, Leggio, Lowrey and Monroe and 2 nays by Board Members Schneider and Simoneaux, adopted for publication, a consent opinion in Docket No. 09-964 in which Davezac Consulting Engineers, LLC agrees that a violation of Section 1117 of the Code of Governmental Ethics occurred by the company providing William Hubbard, the former St. John the Baptist Parish President, with a gift of \$5,000 at a time when the company sought a professional services agreement with St. John the Baptist Parish and in which no fine is to be imposed, since Mr. Davezac pled guilty to a federal felony, has been ordered to pay a \$20,000 fine to the federal government and has been given a 12 month incarceration period.

Declined to render an advisory opinion in Docket No. 11-1690 regarding an appointed member of the New Orleans Planning Commission voting to defer a matter in which he recused himself when his absence from the venue would create a lack of a quorum, since the request involved past conduct.

Adopted an advisory opinion in Docket No. 11-1768 concluding that no violation of the Code of Governmental Ethics is presented by Wendy Carr Eldridge becoming a member of the Iberia Parish Airport Authority while she is an employee of CI2 Aviation, Inc., since the location of the air traffic control tower that is located at Acadiana Regional Airport does not amount to a

business, financial or contractual relationship between the Airport Authority and CI2 Aviation.

Adopted an advisory opinion in Docket No. 11-1796 concluding that Section 1121A of the Code of Governmental Ethics prohibits Joel Davidson from resigning his position as a Medicaid Manager 4 with the Department of Health and Hospitals (DHH) and beginning employment with a private company(ies), since Mr. Davidson is an agency head of the Rate & Audit Division of DHH and if the company were to hire Mr. Davidson to consult for health care providers on issues involving DHH and Medicaid, then it would be a clear violation of Section 1121A(1) since Mr. Davidson would be assisting another person, for compensation, in a transaction involving his agency. The Board further advised that if Mr. Davidson was hired by the private companies, he would be able to represent clients on issues before other states entities, just not before his agency (the Rate & Audit Division of DHH). In conclusion, the Board advised that the two year prohibition would not prohibit Mr. Davidson's employment with the companies if he was hired to provide other consulting services that are not related to Medicaid or his agency.

Adopted an advisory opinion in Docket No. 11-1847 concluding that no violation of the Code of Governmental Ethics is presented by Larry Rancher, a member of the Delhi Board of Aldermen, being employed with Denbury Resources, Inc., a company that previously secured a permit from the Board of Aldermen, since the issuance of a permit did not constitute a contractual, business or financial relationship between the Town of Delhi and Denbury Resources, Inc. The Board further advised that Section 1112 of the Code of Governmental Ethics would prohibit Mr. Rancher, as a member of the Board of Aldermen, from participating in a transaction involving the Town of Delhi in which Denbury Resources, Inc. has a substantial economic interest.

Adopted an advisory opinion in Docket No. 11-1931 concluding that no violation of the

Code of Governmental Ethics is presented by a design firm bidding on or entering into any contract, subcontract or other transaction that is under the supervision or jurisdiction of the Office of Facility Planning and Control (OFPC) or the supervision or jurisdiction of the Louisiana Architectural Selection Board when the son of Mark Moses, the Assistant Director of the OFPC and a member of the Louisiana Architectural Selection Board, is engaged to be married to an employee of the design firm, as long as Mr. Moses' future daughter-in-law is a salaried employee who does not own a controlling interest in the design firm nor is she an employee whose income may be affected by the award of the contract by the Louisiana Architectural Selection Board with the Office of Facility Planning and Control or a contract awarded by the Office of Facility Planning and Control itself. The Board further advised that as long as the future daughter -in -law's income will not be affected by the potential contract between the firm and the Office of Facility Planning and Control, she does not have a "substantial economic interest" in the transaction involving the Office of Facility Planning and Control. As such, Mr. Moses is not prohibited by Section 1112B(1) of the Code of Governmental Ethics from participating as Assistant Director in any review of proposals submitted by the design firm or contracts involving the design firm. Finally, the Board concluded that Section 1114 of the Code of Governmental Ethics would require Mr. Moses' future daughter -in -law to file annual financial disclosure statements.

Adopted an advisory opinion in Docket No. 11-1933 concluding that (1) no violation of the Code of Governmental Ethics is presented by Eileen Jasmine, whose husband's step-brother is a member of the St. James Parish Council, being appointed as the Director of Human Resources for St. James Parish, since stepchildren are not defined as immediate family members under the Code of Governmental Ethics; and, (1) Section 1113 of the Code of Governmental Ethics will prohibit the

brother of a member of the St. James Parish Council from being appointed as special counsel for the recreation district.

Adopted an advisory opinion in Docket No. 11-1934 concluding that no violation of the Code of Governmental Ethics is presented by the Town of Vivian hiring the son of Ryan Nelson, Chief of Police for the Town of Vivian, to work in the town's water plant, since the police department and the Town of Vivian are separate and distinct entities.

Adopted an advisory opinion in Docket No. 11-1938 concluding that no violation of the Code of Governmental Ethics is presented by Wilbourne Anderson, a Lt. Colonel employed at the BB Sixty Rayburn Correctional Center (RCC), working part-time installing ignition interlock devices (i.e. installing breathalyzers in the vehicles of persons who have been convicted of a DWI and are required to have the device by court order), since Lt. Colonel Anderson's functions at RCC are purely administrative, the installation of the interlock devices is not devoted substantially to the responsibilities, programs or operations of his agency and he is not entering into a transaction that is under the supervision or jurisdiction of his agency.

Adopted an advisory opinion in Docket No. 12-018 concluding that no violation of the Code of Governmental Ethics is presented by private attorneys providing pro bono services in blight proceedings on behalf of the City of New Orleans, since it does not appear that the attorneys have current contracts with the City Attorney's Office nor have they participated in any of the blight proceedings prior to providing the pro bono services.

Adopted an advisory opinion in Docket No. 12-020 concluding that no violation of the Code of Governmental Ethics is presented by a company owned by Glenda Stock, a member of the LSU-A Foundation Board of Directors, entering into a contract with LSU-A, since LSU-A is a

nonprofit and is not subject to the provisions of the Code of Governmental Ethics and Ms. Stock is not a public servant.

Adopted an advisory opinion in Docket No. 12-022 concluding that no violation of the Code of Governmental Ethics is presented by Jeffrey Carey, a former employee of the Hazard Mitigation Office in New Orleans, working on contracts through his current employment with Walton Mitigation Services involving the New Orleans Hazard Mitigation Office, as long as the grants are not those in which he participated in while he was a public employee at the Hazard Mitigation Office. The Board further concluded that no violation of the Code of Governmental Ethics is presented by Mr. Carey's current employer, Walton Mitigation Services, being awarded another contract with the City of New Orleans that involves emergency response, since that contract is completely unrelated to the Mitigation Office.

Accepted for filing, the disclosure statements filed in Docket No. 12-002 for December, 2011.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the January 19-20, 2012 meetings.

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:

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

Docket No. 11-1881 from Donnie Mack Johnson of a \$360 late fee;  
Docket No. 11-1883 from Johnny "I Can" Duncan of a \$180 late fee and a \$600 late fee;  
Docket No. 11-1884 from Beatrice "Doctor Bea" Desper of a \$60 late fee;  
Docket No. 11-1885 from Edward L. Brown of a \$660 late fee;  
Docket No. 11-1886 from Daniel Jude Babin of a \$600 late fee;  
Docket No. 11-1888 from Rebecca Crawford of a \$400 late fee;

Docket No. 11-1889 from Sherman Mack of a \$360 late fee;  
Docket No. 11-1891 from Leo R. White of a \$360 late fee;  
Docket No. 11-1892 from Richard “Ricky” Blake of a \$660 late fee;  
Docket No. 11-1893 from Gillis R. Winham of a \$480 late fee;  
Docket No. 11-1894 from T.A. Messina of a \$1,200 late fee;  
Docket No. 11-1895 from Becky Craig of a \$480 late fee;  
Docket No. 11-1897 from Lawrence Byers of a \$480 late fee;  
Docket No. 11-1898 from Erroll “Romo” Romero of a \$360 late fee;  
Docket No. 11-1899 from Tiffany Poche of a \$200 late fee;  
Docket No. 11-1900 from Jamie Labranche of a \$700 late fee;  
Docket No. 11-1901 from Emile Garlepied of a \$600 late fee;  
Docket No. 11-1902 from Charles “I Spy” Ketchens of a \$80 late fee;  
Docket No. 11-1920 from Glenny Lee Buquet of a \$900 late fee;  
Docket No. 11-1924 from Vincent Alexander of a \$1,380 late fee and a \$360 late fee; and,  
Docket No. 12-005 from Virginia Blanque of a \$2,000 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 11-1807 for a waiver of the \$600 late fee assessed against Philip Mason, Jr., a candidate for West Baton Rouge Parish President in the October 22, 2011 election, whose 30-P campaign finance disclosure report was filed 11 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$600 late fee but suspended \$400 since it was his first late filing and 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. 11-1882 for a waiver of the \$480 late fee assessed against Joy Williams, a candidate for Grant Parish Assessor, in the October 22, 2011 election, whose 10-P campaign finance disclosure report was filed 8 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$480 late fee but suspended \$280 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. 11-1887 for a waiver of the \$600 late fee assessed against Barry S. Boothe, a candidate for Catahoula Parish Assessor, in the October 22, 2011 election, whose EDE-P campaign finance disclosure report was filed 15 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$600 late fee 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. 11-1890 for a waiver of the \$480 late fee assessed against Joanna Massey, a candidate for Ouachita Parish Assessor, in the October 22, 2011 election, whose EDE-P campaign finance disclosure report was filed 8 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$480 late fee but suspended \$280 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. 11-1896 for a waiver of the \$600 and \$420 late fees assessed against David Edwards, a candidate for St. Tammany Parish Clerk of Court in the October 22, 2011 election, whose 30-P and 10-P campaign finance disclosure reports were filed 27 and 7 days late.

On motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$1,020 but suspended \$620 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. 11-1897 for a waiver of the \$400 late fee assessed against Lawrence "Larry" Byers, a candidate for Tangipahoa Parish Council, District 9 in the October 22, 2011 election, whose EDE-P campaign finance disclosure report was filed 20 days late. On motion

made, seconded and unanimously passed, the Board declined to waive the \$400 late fee but suspended \$300 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. 11-1899 for a waiver of the \$400 late fee assessed against Tiffany Poche, a candidate for Ascension Parish Council, District 5 in the October 22, 2011 election, whose EDE-P campaign finance disclosure report was filed 14 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$400 late fee but suspended \$300 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. 11-1900 for a waiver of the \$300 late fee assessed against Jamie Labranche, a candidate for Commissioner of Agriculture and Forestry in the October 22, 2011 election, whose EDE-P campaign finance disclosure report was filed 3 days late. On motion made, seconded and unanimously passed, the Board waived the \$300 late fee, since there was no activity and it was Mr. Labranche's first campaign.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 11-1919 for a waiver of the \$300 and \$420 late fees assessed against Robert Mik, a candidate for DeSoto Parish Clerk of Court in the October 22, 2011 election, whose 10-P and EDE-P campaign finance disclosure reports were filed 5 and 7 days late. On motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$720 but suspended \$320 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. 11-1923 for a waiver of the \$480 late fee assessed against

Matthew Raley, a candidate for St. Tammany Parish President in the October 22, 2011 election, whose 10-P campaign finance disclosure report was filed 8 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$480 late fee but suspended \$280 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. 12-004 for a waiver of the \$540 late fee assessed against Bryan Adams, a candidate for State Representative, 85th District in the October 22, 2011 election, whose 10-P campaign finance disclosure report was filed 9 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$540 late fee but suspended \$440 conditioned upon future compliance with the Campaign Finance Disclosure Act.

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 statements:

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

Docket No. 11-1674 from Warren Founds, Jr. of a \$2,500 late fee;  
Docket No. 11-1819 from Stewart Griffin of a \$1,500 late fee; and,  
Docket No. 11-1826 from Edgar “Shannon” Cooper of a \$2,500 late fee.

The Board considered a request in Docket No.1-1672 for a waiver of the \$750 late fee assessed against Robert Dawson for filing his 2009 Tier 2.1 annual personal financial disclosure statement 15 days late. On motion made, seconded and unanimously passed, the Board rescinded the \$750 late fee based on Mr. Dawson’s medical condition.

The Board considered a request in Docket No.1-1678 for a waiver of the \$2,500 late fee assessed against Albert Mincey, Sr. for filing his 2009 Tier 2 annual personal financial disclosure

statement 225 days late. On motion made, seconded and unanimously passed, the Board deferred the matter to the March meeting to determine the date that Mr. Mincey filed his tax return.

The Board considered a request in Docket No. 11-1701 for a waiver of the \$1,500 late fee assessed against Lawrence Hughes for filing his 2009 Tier 3 annual person financial disclosure statement 227 days late. On motion made, seconded and unanimously passed, the Board suspended the \$1,500 late fee based on Mr. Hughes' financial situation and medical condition.

The Board considered a request in Docket No. 11-1702 for a waiver of the \$400 late fee assessed against David Womack regarding a \$400 late fee assessed for filing his 2010 Tier 3 annual personal financial disclosure statement 8 days late. On motion made, seconded and unanimously passed, the Board suspended the \$400 late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 11-1823 for a waiver of the \$350 late fee assessed against Clarence Talbot for filing his 2010 Tier 3 annual personal financial disclosure statement 7 days late. On motion made, seconded and unanimously passed, the Board suspended the \$350 late fee 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 proposed consent opinion in Docket No. 10-911 in which (1) Cynthia Cormier, Clerk for the Village of Morse, agrees that a violation of Section 1112B of the Code of Governmental Ethics occurred by her participating in the payments to her husband, Darrell Cormier, for work he performed for the Village of Morse; and, (2) Darrell Cormier agrees that a violation of Section 1113A of the Code of Governmental Ethics occurred by his entering into transactions with the Village of Morse to renovate the Village Hall and repair the Village's ticket

booth while his wife, Cynthia Cormier, served as the Village Clerk and in which Cynthia and Darrell Cormier agree to pay a fine of \$500, payable in five (5) equal monthly installments. On motion made, seconded and unanimously passed, the Board adopted the consent opinion for publication and instructed the staff to defer dismissing the charges against Mr. and Mrs. Cormier until payment for the fine has been made in full.

The Board considered a request for an advisory opinion in Docket No. 11-1850 regarding Doris Gayle being hired as a clerical employee with the Tangipahoa Parish Health Unit when her husband, Thomas Fagan, is the manager in the office in which she would be hired. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Mrs. Gayle being employed with the Tangipahoa Parish Health Unit while her husband serves as the officer manager in which she would be employed, since Mr. Fagan's agency is the Sanitarian Services Division of the Department of Health & Hospitals /Office of Public Health Region 9, Tangipahoa Parish Health Unit and Ms. Gayle's agency, according to the facts presented, is the Tangipahoa Parish Health Unit. The Board further advised that Section 1112B(1) of the Code of Governmental Ethics prohibits Mr. Fagan from participating in personnel decisions in which his wife, Ms. Doris Gayle, would have a substantial economic interest including, but not limited to: hiring, evaluation, merit increases, promotion, and disciplinary actions regarding his wife. Although Mr. Fagan has participated in such issues for other parish employees in the past, if his wife is hired then a disqualification plan should be approved by the Board of Ethics, in accordance with Section 1112C and Chapter 14 of the Rules for the Board of Ethics, regarding the alternative measures available to Mr. Fagan so that he may avoid any participation issues.

The Board considered a request for an advisory opinion in Docket No. 11-1939 regarding

whether certain persons may be appointed to the Board of Commissioners of Iberia Parish Hospital Service District No. 1 when members of their families already serve on the board. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by the appointments of the family members of persons who serve on the Board of Commissioners of Iberia Parish Hospital Service District No. 1, since the appointments are under the supervision and jurisdiction of the Iberia Parish Council rather than the hospital district board. The Board further advised that once the appointments are made, there would be no prohibition against the immediate family members serving together.

The Board considered a request for an advisory opinion in Docket No. 12-012 regarding Patrick Morrow being appointed to serve on the St. Landry Parish Hospital Service District No. 2 while he and his law firm, Morrow, Morrow, Ryan and Basset, represent the hospital in a class action lawsuit. On motion made, seconded and unanimously passed, the Board deferred the matter to the March meeting.

The Board considered a request for an advisory opinion in Docket No. 12-017 regarding Paul Hildreth and Oliver Shultz, employees of the LSU Health Care Service Division (HCSD), providing services as PRN Health Science Center (HSC) employees. On motion made, seconded and unanimously passed, the Board deferred the matter to the March meeting in order to obtain additional information. Board Member Blewer recused herself.

The Board considered a request for an advisory opinion in Docket No. 11-1762 regarding William Owens, an employee of Northwestern State University, working for the Mary Rives Gallaspy Trust #2 which has a financial relationship with Northwestern State University Foundation. On motion made, seconded and unanimously passed, the Board deferred the matter to the March

meeting and instructed the staff to obtain a copy of the trust documents and invite Mr. Owens to make an appearance before the Board to supply additional information.

The Board considered a request for an advisory opinion in Docket No. 11-1873 regarding CPAs who contract with governmental entities to perform audits needing to receive mandatory training in connection with La. R.S. 42:1170. On motion made, seconded and unanimously passed, the Board deferred the matter to the March meeting and instructed the staff to invite a representative of the CPA Association to appear before the Board for input on the request.

The Board considered, for discussion purposes, legislation filed for the 2012 Regular Legislative Session regarding the laws administered by the Louisiana Board of Ethics. Ms. Allen advised the Board that the House and Governmental Affairs (H&GA) Committee would be meeting the following week.

The Board considered an emergency advisory opinion in Docket No. 12-058 regarding Representative Girod Jackson, State Representative, District 87, working as a project manager for a company, Louisiana Community Development Capital Fund, Inc. (CapFund), that has a subcontract to provide HUD Section 3 services in connection with the Louisiana Small Rental Property Program. On motion made, seconded and unanimously passed, the Board confirmed the emergency advisory opinion concluding that Representative Jackson's governmental entity is the State of Louisiana and, as long as he does not have any contact with an employee of the State of Louisiana as an employee and project manager for CapFund in connection with CapFund's Section 3 SRPP, no violation of the Code of Governmental Ethics is presented by his employment with CapFund.

The Board issued a commendation for the outstanding achievements and years of public

service to former Board Member Rev. Gail E. Bowman.

The Board considered, for discussion purposes, documents concerning what may constitute the personal use of campaign funds. On motion made, seconded and unanimously passed, the Board instructed the staff to return the matter to the March meeting.

The Board considered, for discussion purposes, proposed rules concerning the discovery and hearing procedures. On motion made, seconded and unanimously passed, the Board instructed the staff to return the matter to the March meeting.

On motion made, seconded and unanimously passed, the Board dismissed the charges in Docket No. 11-893 filed against the Toni Higginbotham Campaign Committee and Leigh Holdiness Davis, treasurer of the committee, since the required reports had been filed.

The Board unanimously resolved into executive session.

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**EXECUTIVE SESSION**

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The Board unanimously resolved into general session and adjourned at 1:19 p.m.

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Secretary

APPROVED:

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Chairman



