

LOUISIANA BOARD OF ETHICS
MINUTES
June 20, 2014

The Board of Ethics met on June 20, 2014 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, Ingrassia, Larzelere, Leggio, McAnelly and Monroe present. Absent were Board Members Bruneau, Lemke and Shelton. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, Mike Dupree, Jennifer Land, Suzanne Mooney and Brett Robinson.

The Board considered an untimely request in Docket No. 14-033 for a waiver of the two \$2,500 late fees assessed against Thomas Cade Benoit, a member of the Acadia Parish Police Jury, for filing his 2010 Tier 2 Amendment Annual personal financial disclosure statement 170 days late and his 2010 Tier 2 Amendment Candidate personal financial disclosure statement 170 days late. On motion made, seconded and unanimously passed, the Board deferred the matter.

The Board considered an untimely request in Docket No. 14-048 for a waiver of the \$700 late fee assessed against Katherine Conklin, a member of the ReNew Schools Charter, for filing her 2012 Tier 3 Annual personal financial disclosure statement 14 days late. On motion made, seconded and unanimously passed, the Board deferred the matter.

The Board considered a request in Docket No. 14-220 for a waiver of the \$2,500 late fee assessed against Mary Theresa Baker, Union Parish Assessor, for filing her 2010 amended Tier 2 Annual personal financial disclosure statement 523 days late. On motion made, seconded and unanimously passed, the Board deferred the matter.

Mr. Ronnie Bankston, a member of the Tangipahoa Parish Council, and Mr. Wallace Sibley,

Executive Director of the Quad Area Community Action Agency, Inc., appeared before the Board in connection with a request for an advisory opinion in Docket No. 14-265 regarding whether the Quad Area Community Action Agency may accept \$15,000 from Tangipahoa Parish while Mr. Bankston is employed by the Quad Area Community Action Agency. On motion made, seconded and unanimously passed, the Board concluded that, based on the information provided, Mr. Bankston would meet the four (4) factors set forth in the limited exception to Section 1111C(2)(d) of the Code of Governmental Ethics in Board Advisory Opinion 82-02D which states (1) the public servant must be regularly compensated by the non-governmental employer pursuant to a uniform standard (i.e., a salaried or wage-earning employee, (2) the salary of the public servant is unaffected by the business relationship between the non-governmental employer and the agency of the public servant, (3) the public servant owns less than a controlling interest in the non-governmental employer, and (4) the public servant is neither an officer, director, trustee or partner in the non-governmental employer and that Mr. Bankston will be allowed to maintain his employment with Quad Area Community Action Agency under the stated circumstances. The Board further advised that Mr. Bankston may avoid a potential violation of Section 1112 of the Code of Governmental Ethics by recusing himself from participation in matters involving Quad Area Community Action Agency in compliance with La. R.S. 42:1120.

Board Member Lemke arrived at the meeting at 9:06 a.m.

Mr. Adam Eitmann, Chairman of LA First PAC, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 14-438 for a waiver of the two \$3,000 late fees assessed against the committee for filing the 10-G and the 2011 Annual campaign finance disclosure reports 489 and 391 days late. After

hearing from Mr. Eitmann, on motion made, seconded and unanimously passed, the Board declined to waive the \$3,000 late fee in connection with the 10-G report but suspended \$1,500 conditioned upon future compliance with the Campaign Finance Disclosure Act and declined to waive the \$3,000 late fee in connection with the 2011 Annual report but suspended \$1,500 conditioned upon future compliance with the Campaign Finance Disclosure Act.

Mr. Philip Bourgeois, Sr., a member of the Slaughter Community Charter School, and his wife, Mrs. Bobbie Bourgeois, appeared before the Board in connection with a request in Docket No. 14-600 for a waiver of the \$1,500 late fee assessed Mr. Bourgeois for filing his 2011 Tier 3 Annual personal financial disclosure statement 269 days late. After hearing from Mr. and Mrs. Bourgeois, 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.

Dr. Rita Culross, Chairman of the Louisiana State Board of Examiners of Psychologists, appeared before the Board in connection with a request for an advisory opinion in Docket No. 14-640 regarding whether a former investigator with the Louisiana State Board of Examiners of Psychologists, who may be appointed to the Board of Directors, may participate in disciplinary proceedings involving cases the investigator was involved in. After hearing from Dr. Culross, on motion made, seconded and unanimously passed, the Board concluded the following:

(1) Is there a potential ethical conflict if an appointed Board member knows previous, detailed information about a licensed psychologist that may present to the Board in that same disciplinary matter or a future matter? Would they be required to recuse themselves? It does not appear that the questions posed present an issue under the jurisdiction or supervision of the Code of Governmental Ethics. However, in general,

any member of the board would be prohibited from participating in a transaction involving the board in which the board member has a *personal substantial economic interest*. If such is the case, the board member may recuse themselves pursuant to Section 1120.4 of the Code of Governmental Ethics;

(2) Could a psychologist being investigated be able to allege an ethical breach on behalf of the board?

It does not appear that the question posed presents an issue under the jurisdiction or supervision of the Code of Governmental Ethics; and,

(3) Since the law requires at least an affirmative vote of 4 of the 5 members, will this create an obstacle for the Board to appropriately discipline psychologists with a former investigator as a member of the Board? It does not appear that the question posed presents an issue under the jurisdiction or supervision of the Code of Governmental Ethics.

Mr. Perry Fleming, Town of Mangham Interim Chief of Police, and Mayor Robert Neal Harwell, Town of Mangham, appeared before the Board in connection with a request for an advisory opinion in Docket No. 14-642 regarding whether Mr. Fleming may run for Chief of Police for the Town of Mangham in the November, 2014 election after resigning his current position as Interim Chief of Police. After hearing from Mr. Fleming and Mayor Harwell, on motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Mr. Fleming running for Chief of Police for the Town of Mangham in the November, 2014 election following his resignation as Interim Chief of Police.

The Board considered a request in Docket No. 14-652 for a waiver of the \$1,500 late fee assessed against Camille Menard, a member of the Cankton Board of Aldermen, St. Landry Parish, for filing his 2011 Tier 3 Annual personal financial disclosure statement 323 days late. The Board

temporarily deferred the matter until later in the meeting.

Mr. Jimmy Faircloth, attorney for Hunt, Guillot & Associates, LLC (HGA); Mr. Jay Guillot, a member of the Louisiana State Board of Elementary and Secondary Education (BESE); Mr. Thomas David, Pan-American Engineers, LLC; Mr. Tom Clark, Resurgence Group, LLC; and, Mr. Patrick Keller, Counsel for the Office of Community Development, Disaster Recovery Unit, appeared before the Board in connection with a request for an advisory opinion in Docket No. 14-727 regarding whether HGA, owned in part by Jay Guillot, may enter into a subcontract with a private firm awarded a contract by the Division of Administration through the Office of Community Development, Disaster Recovery Unit (DRU) when the DRU is not a party to the subcontract and is not required to approve the subcontract. After hearing from Mr. Faircloth, Mr. Guillot, Mr. David, Mr. Clark and Mr. Keller, on motion made, seconded and passed by a vote of 7 yeas by Board Members Backhaus, Blewer, Ingrassia, Larzelere, Lemke, McAnelly and Monroe and 1 nay by Board Member Leggio, the Board concluded that no violation of the Code of Governmental Ethics would be presented by Hunt, Guillot & Associates, LLC, owned in part by Jay Guillot, a member of the Louisiana State Board of Elementary and Secondary Education, entering into a *subcontract* with Pan-American Engineers, LLC at a time when Pan-American Engineers, LLC has a contract with the Division of Administration through the Office of Community Development, Disaster Recovery Unit, since Section 1113D(1)(a)(I) of the Code of Governmental Ethics does not apply to *subcontracts*.

The Board considered a request in Docket No. 14-652 for a waiver of the \$1,500 late fee assessed against Camille Menard, a member of the Cankton Board of Aldermen, St. Landry Parish, for filing his 2011 Tier 3 Annual personal financial disclosure statement 323 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee.

The Board recessed at 10:20 a.m. and resumed back into general business session at 10:33 a.m. without Board Member McAnelly.

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

On motion made, seconded and unanimously passed, the Board agreed to take action on items G11-G29 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 G11-G29, excluding items G16 and G17, taking the following action:

Declined to render an advisory opinion in Docket No. 13-1349 regarding the employment of Joshua Lee McNemar with the Governor's Office of Homeland Security and EP-FEMA Grant Closeout, since the requested additional information was not provided.

Declined to render an advisory opinion in Docket No. 13-1448 regarding a restaurant owned by the husband of the Director of Student Programs at Northwestern State University contracting with the University, since the requested additional information was not provided.

Adopted an advisory opinion in Docket No. 13-1786 concluding that (1) Section 1111A of the Code of Governmental Ethics prohibits Curtis Roller, a member of the Ward Four Fire Protection District and District Fire Chief, from using office space provided by the Ward Four Fire Protection District of Jackson Parish, since he would be receiving a thing of economic value to which he is not duly entitled to receive from the fire district; (2) Section 1113A of the Code of Governmental Ethics prohibits Curtis Roller from renting office space from the Ward Four Fire Protection District of Jackson Parish, since he would be entering into a contract/transaction that is under the supervision and jurisdiction of his agency, the fire district; and (3) no violation of the Code of Governmental

Ethics is presented by Scott Nunn and Jeff Burns providing compensated services to the Ward Four Fire Protection District of Jackson Parish while employed with Louisiana Firefighter Services.

Adopted an advisory opinion in Docket No. 14-208 concluding that no violation of the Code of Governmental Ethics is presented by Randall Boutte operating an auto title company while his wife, Jennifer Boutte, is employed with the Office of Motor Vehicles in New Iberia, since Randall Boutte is not entering into a transaction with his wife's agency, the New Iberia office of the OMV, and Jennifer Boutte will not be participating in a transaction involving her governmental entity in which she or her husband have a substantial economic interest.

Adopted an advisory opinion in Docket No. 14-283 concluding that no violation of the Code of Governmental Ethics is presented by former board members of the Christian Coalition Against Gang Violence (Coalition) being employed by the Coalition, since the Coalition was not created by a statute, municipality or political subdivision and it does not appear to be a governmental entity whose board members are subject to the Code of Governmental Ethics.

Declined to render an advisory opinion in Docket No. 14-417 regarding whether Michael Ouree, a member of the Bogalusa City Council and an instructor with the Northshore Technical Community College (NTCC), and Ryan Seals, Director of the Bogalusa Industrial Park and a commissioner on the board of directors of the Bogalusa Housing Authority, may serve on two public boards at once, since the request presents a Dual Office Holdings issue which is not an issue under the jurisdiction of the Board and also involves past conduct.

Adopted an advisory opinion in Docket No. 14-418 concluding that no violation of the Code of Governmental Ethics is presented by Paul Eubanks, the husband of Union Parish Clerk of Court Dodi Eubanks, being employed with the Louisiana Secretary of State, since the Secretary of State

is a separate agency from the Union Parish Clerk of Court.

Adopted an advisory opinion in Docket No. 14-419 concluding that Section 1121B(1) of the Code of Governmental Ethics prohibits Carla Smith, a former employee of the Criminal District Court, for a period of two years following the termination of her employment, from contracting with the Court on a temporary basis to monitor legislative activity during the legislative session.

Adopted an advisory opinion in Docket No. 14-426 concluding that Section 1113 of the Code of Governmental Ethics prohibits the employees of the St. Bernard Parish Community Development Office, the Chief Administrator's Office, the Public Works' Office, the Recovery Department, the Legal Department, and the Parish President's Office from bidding on or purchasing property that St. Bernard Parish is selling at public auction. The Board further advised that a volunteer who is providing uncompensated services as an administrative officer for the Chief Administrators Office would also be prohibited from participating in the auction. However, Section 1113A of the Code of Governmental Ethics would not prohibit St. Bernard Parish employees who work for a department, that has no supervision or jurisdiction over the auction property, from bidding on or purchasing the property at auction. Neither would Section 1113A of the Code of Governmental Ethics prohibit the employees of the private title company contracted by the Parish to handle the "act of sale" as those employees would not be considered public employees as defined by Section 1102(18) of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 14-537 concluding that no violation of the Code of Governmental Ethics is presented by Belinda Little-Wood, the Executive Director of the Naval Support Activity New Orleans Advisory Task Force, or her Program Manager seeking or accepting employment with a contractor that was chosen to implement the base redevelopment plan and the

economic adjustment program in connection with the Base Realignment and Closure project, since neither Ms. Little-Wood nor her Program Manager will be assisting such contractor in a transaction with her former agency because her former agency no longer exists.

Adopted an advisory opinion in Docket No. 14-540 concluding that no violation of the Code of Governmental Ethics is presented by Environmental Engineering Services, Inc. (EES) contracting with St. James Parish Government to analyze and provide recommendations for two potable water systems in St. James Parish while John Amato, an immediate family member of St. James Parish councilman Jason Amato, is employed by EES, since John Amato has no ownership interest in EES. The Board further advised that Section 1113 of the Code of Governmental Ethics would prohibit John Amato from performing or participating in the work on the potable water systems if EES is awarded the contract with St. James Parish and that, if EES is awarded the contract, John Amato will be required to file an annual disclosure statement with the Board of Ethics in accordance with Section 1114 of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 14-547 concluding that no violation of the Code of Governmental Ethics is presented by Kenneth R. Epperson, a member of the Caddo Parish Commission, serving on the Board of Directors for Caddo Community Action Agency and participating as a commissioner for the Caddo Parish Commission in transactions in which Caddo Community Action Agency has an economic interest, since Caddo Community Action Agency is a non-profit public service organization and provided that he does not receive compensation from Caddo Community Action Agency.

Declined to render an advisory opinion in Docket No. 14-548 regarding potential nepotism in the Town of Ridgecrest, since the questions deal with past conduct. The Board further instructed

the staff to provide information with respect to the general provision prohibiting nepotism in Section 1119A of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 14-625 concluding that Section 1113 of the Code of Governmental Ethics prohibits Jason Brown, a board member of the St. Mary Parish Fire District No. 3, from accepting a paid fire fighter position with Amelia Volunteer Fire Department, Inc., since the Amelia Volunteer Fire Department is under the supervision and jurisdiction of the District. The Board further advised that because Mr. Brown would be hired and paid by the District, he would be considered an employee of the District, and would therefore be prohibited for a period of two years from accepting a paid fire fighter position with the Amelia Volunteer Fire Department if he resigns his position as board member for the District pursuant to Section 1121A(2) of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 14-632 concluding that no violation of the Code of Governmental Ethics is presented by Dr. Stephen B. Morris, a board member of the Lafourche Parish Hospital Service District No. 2, accepting a position as Medical Director with Ochsner Bayou, LLC d/b/a Ochsner St. Anne General Hospital, since Lafourche Parish Hospital Service District No. 2 exercises jurisdiction over Ochsner St. Anne General Hospital and both are located within Lafourche Parish, which has a population of less than 125,000. Therefore, Section 1123(18)(a) of the Code of Governmental Ethics applies and allows Dr. Morris to contract with Ochsner St. Anne General Hospital to serve as its Medical Director while he serves as a member of the Lafourche Parish Hospital Service District No. 2. The Board further advised that Dr. Morris would be required to recuse himself from participating in any transaction before the Lafourche Parish Hospital Service District No. 2 relating to any contract that he has with Ochsner St. Anne General Hospital.

Adopted an advisory opinion in Docket No. 14-638 concluding that Section 1119B(1) of the Code of Governmental Ethics prohibits Emily Taylor, the daughter of the Mayor of the Town of Vivian, Dr. Stephen Taylor, from being employed as a life guard with the Town of Vivian's Recreation Department.

Adopted an advisory opinion in Docket No. 14-641 concluding that no violation of the Code of Governmental Ethics is presented by Terance Irvin, a member of the Gonzales City Council, participating in a vote to fund a preliminary study to select a location for a service road which may be placed on his father's land, since his father does not have a substantial economic interest in the study. However, the Board further advised that if Councilman Irvin's father's land is selected to be purchased by the City for the service road, Section 1112B(1) of the Code of Governmental Ethics would require him to recuse himself in compliance with La. R.S. 42:1120 from participation in that transaction. Further, in the future, if Mr. Irvin's father's land is selected, Councilman Irvin's father may want to seek an advisory opinion regarding any potential issues which may be presented under La. R.S. 42:1113.

Adopted an advisory opinion in Docket No. 14-309 concluding that Section 1121B of the Code of Governmental Ethics would prohibit Brian Mistich, a former Regional Engineer for the Office of Public Health, from assisting a person in the submission of plans and specifications to the Safe Drinking Water Program in Region IX on projects he participated on while employed with the Safe Drinking Water Program in Region IX within two years of the termination of his employment with the Office of Public Health.

Adopted an advisory opinion in Docket No. 14-321 concluding that (1) Section 1113 of the Code of Governmental Ethics would prohibit Simon Mahan, if he were elected to the Lafayette Parish

School Board (LPSB), from entering into a contract to teach at a public school within the LPSB; (2) no violation of the Code of Governmental Ethics would be presented by Mr. Mahan's spouse being employed by the LPSB if Mr. Mahan is elected as a member of the LPSB, since Mr. Mahan's spouse is certified to teach pursuant to Section 1119B(2)(a)(i) of the Code of Governmental Ethics. The Board further advised that Section 1112 of the Code of Governmental Ethics would prohibit Mr. Mahan from participating in the hiring of his wife and he would be required by Section 1119 of the Code of Governmental Ethics to file a yearly disclosure statement if his spouse were hired by the LPSB; (3) because private schools are not under the supervision or jurisdiction of the LPSB, Mr. Mahan or his spouse are not prohibited from being employed by a private school; (4) if Mr. Mahan were elected to the LPSB, he would be prohibited by Section 1112 of the Code of Governmental Ethics from participating in any transaction involving the LPSB in which he, his wife or his employer had a substantial economic interest. Mr. Mahan would be required to recuse himself in accordance with La. R.S. 42:1120 to avoid a potential violation of La. R.S. 42:1112.

Declined to take any action with respect to a staff memorandum in Docket No. 14-087 regarding a response received from Michael A. Polito, a former member of the Stadium and Exposition District in New Orleans, Orleans Parish, regarding his failure to file the 2012 Tier 2.1 Annual personal financial disclosure statement, since the report had been filed.

Accepted for filing, the disclosure statements filed in Docket No. 14-570 for March, 2014.

In connection with an Answer filed in Docket No. 14-574, in response to a notice of delinquency issued to Edward Harris, a member of the Town of Richwood Board of Aldermen, requesting his 2010 Tier 3 Annual personal financial disclosure statement, instructed the staff to advise Mr. Harris that he is required to file a 2010 Tier 3 Annual personal financial disclosure

statement.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the May 15-16, 2014 meetings.

The Board considered the proposed consent opinion in Docket No. 11-1202 regarding David Gafford, the son-in-law of Natchez Mayor Edna Jones, being employed by the Village of Natchez. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which David Gafford agrees that a violation of Section 1119 of the Code of Governmental Ethics occurred by virtue of his employment with the Village of Natchez at a time when his mother-in-law, Edna Jones, served as the Mayor of the Village of Natchez and in which Mr. Gafford agrees to pay a fine of \$1,000.

The Board considered the proposed consent opinion in Docket No. 13-352 regarding Adam Williams, an employee of the Jefferson Parish Planning Department, transacting business with his agency. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Adam Williams, an employee of the Jefferson Parish Planning Department, agrees that violations of Sections 1111C(2)(d) and 1112A of the Code of Governmental Ethics occurred by virtue of his receipt of \$150 per month from the Palm Garden Depot for the use of his Landscape Horticulturist License at a time when the Palm Garden Depot was conducting activities regulated by his agency, the Jefferson Parish Planning Department, and by virtue of his participation in approving the plans submitted by the Palm Garden Depot at a time when the Palm Garden Depot compensated Mr. Williams for the use of his Landscape Horticulturist License in the sum of \$150 and in which Mr. Williams agrees to pay a fine of \$2,000.

The Board considered the proposed consent opinion in Docket No. 13-371 regarding Ingrid Simon, a former employee of Baton Rouge City Court, receiving money in exchange for fixing traffic tickets. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Ingrid Simon, a former employee of Baton Rouge City Court, agrees that a violation of Section 1115B(1) of the Code of Governmental Ethics occurred by virtue of soliciting and accepting \$100 on 30 occasions during the years 2007 to 2010 from persons whose activities were regulated by her agency, the Baton Rouge City Court, and in which Ms. Simon agrees to pay a fine of \$2,500 to be paid in monthly installments of \$50 per month.

The Board considered a proposed disqualification plan in Docket No. 14-512 in connection with the participation by Cheryl Milburn, St. Landry Parish Registrar of Voters, in transactions involving an immediate family member. On motion made, seconded and unanimously passed, the Board disapproved the qualification plan as currently written, since the plan lacked specificity as to the Chief Deputy having the sole authority to approve a pay increase without participation by the agency head and lacked clarity as to the process of how the pay increase would be handled in all other administrative levels. The Board further instructed the staff to send a letter requesting more clarity on the handling of administrative processes.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board unanimously agreed to take action on the items contained 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, excluding Docket Nos. 14-435, 14-437 and 14-627, taking the following action:

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. 14-628 from Kimaron Haynes Moore of a \$360 late fee; and,
Docket No. 14-629 from Leroy J. Laiche, Jr. of a \$400 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 14-436 for a waiver of the \$640 late fee assessed against Alice Guess, a candidate for Councilman at Large, City of Leesville, Vernon Parish, in the April 5, 2014 election, for filing her 10-P campaign finance disclosure report 16 days late. On motion made, seconded and unanimously passed, the Board rescinded the \$640 late fee, since Ms. Guess had no other late filings and submitted medical documentation showing that her elderly father was in the hospital with pneumonia during the time the report was due.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 14-435 for a waiver of the \$1,000 and \$240 late fees assessed against James Salsbury, a candidate for Chief of Police, City of Central, East Baton Rouge Parish, in the April 5, 2014 election, for filing his 30-P and 10-P campaign finance disclosure reports 26 and 6 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,000 late fee in connection with the 30-P report and declined to waive the \$240 late fee in connection with the 10-P report but suspended \$140 based on future compliance with the Campaign Finance Disclosure Act, since the 10-P report was less than one week late.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 14-437 for a waiver of the \$1,000 late fee assessed against Great

New Orleans AFL-CIO PAC for filing its 10-G campaign finance disclosure report 5 days late. On motion made, seconded and unanimously passed, the Board waived the \$1,000 late fee, since the PAC had no other late filings and the deadline for this report for monthly filers was March 10, 2014 which is the date the report was filed. The PAC has filed its notice to file monthly.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 14-627 for a waiver of the \$120 late fee assessed against Christopher Evans, a candidate for Council Member, City of Central, East Baton Rouge Parish in the April 5, 2014 election, for filing his EDE-P campaign finance disclosure report 3 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$120 late fee but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act, since it was Mr. Evans' first election and he had no other late filings.

The Board unanimously agreed to take action on the items contained in the Lobbyist 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 Lobbyist Waiver Chart taking the following action:

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

Docket No. 14-421 from Telley Madina of a \$150 late fee;
Docket No. 14-558 from Kelli Bottger of a \$350 late fee;
Docket No. 14-639 from Michael W. Myers of a \$150 late fee; and,
Docket No. 14-749 from Stasha Rhodes of a \$150 late fee.

The Board unanimously agreed to take action on the items 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. 14-567, 14-601, 14-650, 14-651, 14-656, 14-658 and 14-660, taking the following action:

The Board considered requests for “good cause” waivers of late fees assessed against the following individuals and adopted the staff recommendations on the requests:

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

Docket No. 13-956 from Joseph Jason of a \$1,500 late fee;
Docket No. 14-431 from Jim Bruce of a \$1,500 late fee;
Docket No. 14-432 from David Fruge of a \$1,500 late fee;
Docket No. 14-566 from Fred Carmouche of a \$1,500 late fee;
Docket No. 14-645 from Albert Petrie of a \$350 late fee; and,
Docket No. 14-661 from Paul Allen, Jr. of a \$1,500 late fee.

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

Docket No. 14-560 from Chauna Banks-Daniel of a \$2,500 late fee;
Docket No. 14-568 from Joannes Westerinkof a \$400 late fee;
Docket No. 14-647 from Theresia Lavergne of a \$600 late fee;
Docket No. 14-653 from Terri Cavalier of a \$2,000 late fee; and,
Docket No. 14-662 from Barbara Anderson of a \$1,500 late fee.

The Board unanimously declined to waive the late fees but suspended the late fees conditioned upon future compliance with the Code of Governmental Ethics against the following:

Docket No. 14-562 from Ernest Savoie of a \$200 late fee; and,
Docket No. 14-599 from David Anderson of a \$400 late fee.

The Board considered a request in Docket No. 14-563 for a waiver of the \$1,500 late fee assessed against Joe Walker, a member of the Natchez Board of Aldermen, Natchitoches Parish, for filing his 2012 Tier 3 Annual personal financial disclosure statement 135 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee with the option to enter into a payment plan.

The Board considered a request in Docket No. 14-564 for a waiver of the three \$1,500 late

fees assessed against Patrick Johnson, a member of the Assumption Parish Police Jury, for filing his 2009 Tier 3 Annual personal financial disclosure report 536 days late, his 2010 Tier 3 Annual personal financial disclosure report 478 days late, his 2010 Tier 3 Candidate personal financial disclosure report 478 days late and an untimely request for a waiver of the \$1,500 late fee assessed for filing his 2011 Tier 3 Annual personal financial disclosure report 232 days late. On motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$6,000 with the option to enter into a payment plan.

The Board considered a request in Docket No. 14-646 for a waiver of the \$1,500 late fee assessed against Anthony Baltakis, a member of the St. Landry Economic and Industrial Development District, for filing his 2011 Tier 2.1 Annual personal financial disclosure report 266 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 and provided that the \$500 is payable within 30 days unless other payment arrangements are made. If other payment arrangements are not made and payment is not received within 30 days, the full amount of the late fee becomes due and owing.

The Board considered a request in Docket No. 14-663 for a waiver of the \$1,500 late fee assessed against Margie Davenport, Mayor of the Town of Powhatan, Natchitoches Parish, for filing her 2011 Tier 3 Annual personal financial disclosure report 258 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 and provided that the \$500 is payable within 30 days unless other payment arrangements are made. If other payment arrangements are not made and payment is not received within 30 days, the full amount of the late

fee becomes due and owing.

The Board considered a request in Docket No. 14-567 for a waiver of the \$900 late fee assessed against Norma Ramos, a member of the Rapides Parish Waterworks District #3, for filing her 2012 Tier 2.1 Annual personal financial disclosure report 18 days late. On motion made, seconded and unanimously passed, the Board waived the entire \$900 late fee.

The Board considered a request in Docket No. 14-601 for a waiver of the two \$1,500 late fees assessed against Henry Dean, a member of the Municipal Police Employees Retirement System, for filing his 2011 Tier 2.1 Annual personal financial disclosure report 283 days late and his 2012 Tier 2.1 Annual personal financial disclosure report 121 days late. On motion made, seconded and unanimously passed, the Board continued the matter to the July meeting.

The Board considered a request in Docket No. 14-650 for a waiver of the \$100 late fee assessed against Paul Pecnon, a member of the Langston Hughes Charter School, for filing his 2011 Tier 3 Annual personal financial disclosure report 2 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$100 late fee but suspended the entire \$100 late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 14-651 for a waiver of the \$1,500 late fee assessed against Pamela Olson, a member of the Louisiana Serve Commission, for filing her 2012 Tier 2.1 Annual personal financial disclosure report 46 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire \$1,500 late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 14-656 for a waiver of the \$1,450 late fee assessed against Lois Lawrence, a former member of the New Orleans City Planning Commission,

for filing her 2012 Tier 2.1 Annual personal financial disclosure report 29 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,450 late fee but suspended the entire \$1,450 late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 14-658 for a waiver of the \$1,500 late fee assessed against Harvey Johnston, a Constable for Caddo Parish, Ward 2, for filing his 2011 Tier 3 Annual personal financial disclosure report 280 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$750 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 14-660 for a waiver of the \$2,500 late fee assessed against James Hebert, a former member of the St. Martin Parish Council, for filing his 2012 Tier 2 Annual personal financial disclosure report 143 days late. On motion made, seconded and unanimously passed, the Board waived the entire \$2,500 late fee.

On motion made, seconded and unanimously passed, the Board agreed to reconsider the prior action taken in Docket No. 14-431.

The Board considered a request in Docket No. 14-431 for a waiver of the \$1,500 late fee assessed against Jim Bruce, a Constable for Richland Parish, Ward 5, for filing his 2011 Tier 3 Annual personal financial disclosure report 267 days late. On motion made, seconded and unanimously passed, the Board reaffirmed its prior decision to decline to waive the \$1,500 late fee.

The Board considered a request in Docket No. 14-655 for a waiver of the \$1,500 late fee assessed against John Morris, III, a member of the Iberville Parish School Board, for filing his 2013-2014 School Board Disclosure Statement 139 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 an untimely request in Docket No. 14-561 for a waiver of the \$1,500 late fee assessed against Andrea Coleman, a member of the DeQuincy City Council, Calcasieu Parish, for filing her 2010 Tier 3 Annual personal financial disclosure report 359 days late and the \$1,500 late fee assessed for filing her 2011 Tier 3 Annual personal financial disclosure report 23 days late. On motion made, seconded and unanimously passed, the Board (1) declined to waive the \$1,500 late fee in connection with the 2010 Tier 3 Annual personal financial disclosure report but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics and provided that the \$500 is payable within 30 days unless other payment arrangements are made. If other payment arrangements are not made and payment is not received within 30 days, the full amount of the late fee becomes due and owing; and, (2) declined to waive the \$1,500 late fee in connection with the 2011 Tier 3 Annual personal financial disclosure report with the option to enter into a payment plan.

The Board considered an untimely request in Docket No. 71-049 for a waiver of the \$1,500 late fee assessed against Arlis R. Williamson, Jr., a member of the Village of Georgetown Board of Aldermen, Grant Parish, for filing his 2009 Tier 3 Annual personal financial disclosure report 74 days late and the \$1,500 late fee assessed for filing his 2010 Tier 3 Annual personal financial disclosure report 74 days late. On motion made, seconded and unanimously passed, the Board (1) declined to waive the \$1,500 late fee in connection with the 2009 Tier 3 Annual personal financial disclosure report but suspended \$1,250 conditioned upon future compliance with the Code of Governmental Ethics and provided that the \$250 is payable within 30 days unless other payment arrangements are made. If other payment arrangements are not made and payment is not received within 30 days, the full amount of the late fee becomes due and owing; and, (2) declined to waive the \$1,500 late fee in

connection with the 2010 Tier 3 Annual personal financial disclosure report with the option to enter into a payment plan.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for reconsideration in Docket No. 13-979 for a waiver of the \$400 late fee assessed against Gwendolyn Iles-Foster, a candidate for Councilman, District 3, City of Alexandria, in the November 6, 2012 election, for filing her EDE-P campaign finance disclosure report 206 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$400 late fee with the option to enter into a payment plan.

The Board considered a request for reconsideration in Docket No. 14-227 for a waiver of the \$500 late fee assessed against Jennifer Pappan for her failure to timely file a lobbyist expenditure report. On motion made, seconded and unanimously passed, the Board declined to reconsider the waiver request.

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

The Board considered legislation enacted during the 2014 Regular Legislative Session. Ms. Allen provided an overview of the updated legislative chart and advised the Board that she will continue to provide updates on any other legislation affecting the laws administered by the Board.

The Board unanimously adjourned at 11:20 a.m.

Secretary

APPROVED:

Chairman