

LOUISIANA BOARD OF ETHICS
MINUTES
May 15, 2015

The Board of Ethics met on May 15, 2015 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 Blewer, Bruneau, Ingrassia, Larzelere, Lavastida, Leggio, McAnelly, Michiels, Monroe and Shelton present. Absent was Board Member Backhaus. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, Mike Dupree, Jennifer Land, Suzanne Mooney, Brett Robinson and Haley Williams.

The Board considered a request in Docket No. 14-601 for a waiver of the two (2) \$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 statement 283 days late and his 2012 Tier 2.1 Annual personal financial disclosure statement 121 days late. On motion made, seconded and unanimously passed, the Board temporarily deferred the matter until later in the meeting.

Judge Raymond S. Childress, a candidate for District Judge, 22nd JDC, St. Tammany Parish, in the November 4, 2014 election, and his campaign treasurer, Mr. Curt Keay, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request for reconsideration in Docket No. 14-1061 for a waiver of the \$2,500 late fee assessed against Judge Childress for filing his 2013 Annual campaign finance disclosure report 179 days late. After hearing from Judge Childress and Mr. Keay, 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 Campaign Finance Disclosure Act and provided payment is made within

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

Mr. Charles O'Brien, a candidate for East Baton Rouge Parish School Board, District 8, in the November 4, 2014 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request for reconsideration in Docket No. 14-1344 for a waiver of the two (2) \$600 late fees assessed against him for filing his EDE-P campaign finance disclosure report 20 days late and his 10-G campaign finance disclosure report 62 days late. After hearing from Mr. O'Brien, on motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$1,200 but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act.

Mr. Patrick Pierson, a candidate for Constable, 1st Parish Court, City of Gretna, Jefferson Parish in the November 4, 2014 Election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request for reconsideration in Docket No. 14-1551 for a waiver of the \$540 late fee assessed against him for filing his 10-P campaign finance disclosure report 9 days late. After hearing from Mr. Pierson, on motion made, seconded and unanimously passed, the Board declined to waive the \$540 late fee but suspended the entire late fee 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. 15-243 for a waiver of the \$2,500 late fee assessed against Gideon Carter, III, a candidate for Judge, 1st Circuit, 2nd District, Court of Appeal, East Baton Rouge Parish in the November 6, 2012 election, for inaccurately filing his 2013 Supplemental campaign finance disclosure report. On motion made, seconded and unanimously passed, the Board

deferred the matter to the June meeting.

The Board considered a request in Docket No. 15-331 for a waiver of the \$1,050 late fee assessed against Chris D. Gorman, Board of Regents, for filing his 2013 Tier 2.1 Annual personal financial disclosure statement 21 days late. On motion made, seconded and unanimously passed, the Board deferred the matter to the June meeting.

Mr. Charlie R. Riser, Lafayette Workforce Investment Board, appeared before the Board in connection with a request in Docket No. 15-349 for a waiver of the \$1,500 late fee assessed against him for filing his 2013 Tier 2.1 Annual personal financial disclosure statement 253 days late. After hearing from Mr. Riser, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,200 future compliance with the Code of Governmental Ethics and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

Mr. Shelton Cobb, a candidate for Lafayette Parish School Board, District 3, in the November 4, 2014 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 15-290 for a waiver of the \$1,000 late fee assessed against him for filing his 30-P campaign finance disclosure report 32 days late. After hearing from Mr. Cobb, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,000 late fee but suspended \$500 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request in Docket No. 14-601 for a waiver of the two (2) \$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 statement 283 days late and his 2012 Tier 2.1 Annual personal financial disclosure statement 121 days late. On motion made, seconded and unanimously passed, the Board deferred the matter to the June meeting.

The Board recessed at 9:56 a.m. and resumed back into general business session at 10:09 a.m.

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 G9-G32 en globo subject to any items being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on items G9-G32, excluding items G10, G18, G19, G21 and G23, taking the following action:

Declined to render an advisory opinion in Docket No. 14-1357 regarding whether Grant Soileau and his son, Hunter Soileau, may both serve as members of the Evangeline Parish Fire District Board #2 (EPFD), since the inquiry presents issues involving past conduct.

Adopted an advisory opinion in Docket No. 15-149 concluding that the members of the Northeast Delta Human Services Authority (NDHSA) Board of Commissioners are required to file annual personal financial disclosure statements pursuant to 1124.2.1 of the Code of Governmental Ethics, since the board was created by statute and has the authority to expend, disburse, or invest \$10,000 or more in funds in a fiscal year.

Adopted an advisory opinion in Docket No. 15-205 concluding that Section 1111C(2)(d) of

the Code of Governmental Ethics would prohibit Lynn Kliebert from being promoted from Assistant Chief Financial Officer to Chief Financial Officer with Teche Regional Hospital while his spouse, Kathy Kliebert, serves as the Secretary of the Department of Health and Hospitals (DHH), since Teche Regional Hospital receives Medicaid payments from DHH and is licensed/regulated by DHH.

Adopted an advisory opinion in Docket No. 15-207 concluding that no violation of the Code of Governmental Ethics is presented by Dr. Michael DeCaire entering into a professional services contract with Dream Team Association, Inc. (Dream Team) and/or serving as an uncompensated board member for Dream Team while being employed by Eastern Louisiana Mental Health System (ELMHS), since the services Dr. DeCaire would provide through Dream Team would not involve clients that receive treatment at ELMHS; and, Dream Team does not have a contract with ELMHS.

Adopted an advisory opinion in Docket No. 15-208 concluding that no violation of the Code of Governmental Ethics is presented by the City of Shreveport rehiring retirees on a part time basis. The Board further advised that 1121B of the Code of Governmental Ethics would prohibit the retiree from rendering services on a contractual basis to his former agency in the two years following the termination of his public employment.

Adopted an advisory opinion in Docket No. 15-217 concluding that (1) Mayor Rodger Laughlin, Town of Elton, pursuant to the exception in Section 1123(22) of the Code of Governmental Ethics, would not be prohibited from entering into a transaction with the Town of Elton for the exchange of property, provided that the Town of Elton submits a plan pursuant to Section 1123(22) of the Code of Governmental Ethics to the Board for approval; and, (2) Section 1113 of the Code of Governmental Ethics would prohibit Mayor Laughlin's son from entering into

any transactions with the Town of Elton as the exception in Section 1123(22) of the Code of Governmental Ethics is not applicable to immediate family members.

Adopted an advisory opinion in Docket No. 15-221 concluding that Section 1113 of the Code of Governmental Ethics would prohibit a retail floral business owned by Karey Theriot, a substitute bus driver at South Cameron High School, from doing business with schools in the Cameron Parish School System.

Adopted an advisory opinion in Docket No. 15-225 concluding that no violation of the Code of Governmental Ethics is presented by Celeste Voinche, a Principal employed by the Avoyelles Parish School Board, being promoted to the position of Supervisor of Elementary Instruction while her brother, Blaine Dautat, serves as the Superintendent of the Avoyelles Parish School System, since Ms. Voinche has been employed as a principal by the Avoyelles Parish School Board for the last eleven years. The Board further advised that Superintendent Dautat is required to file a disclosure statement each year that Ms. Voinche is employed by the school board in any position. Furthermore, a disqualification plan that completely removes Superintendent Dautat from any responsibility regarding Ms. Voinche's promotion and/or employment must be submitted to the Board for approval.

Adopted an advisory opinion in Docket No. 15-234 concluding that no violation of the Code of Governmental Ethics is presented by Jerome Zeringue, former Chairman of the Coastal Protection and Restoration Authority (CPRA) and former Executive Assistant for Coastal Activities for the Governor, assisting levee districts or parish governments in transactions involving the CPRA or in appearances in connection with transactions involving the CPRA as levee districts and parish governments are not "persons" as defined by the Code of Governmental Ethics. The Board further

advised that Section 1121 of the Code of Governmental Ethics would prohibit Mr. Zeringue from assisting any persons in transactions involving the CPRA or in appearances in connection with transactions involving the CPRA for a period of two years following the termination of his service as a member of the CPRA. Any company with whom Mr. Zeringue has an independent contractor relationship pursuant to the agreement provided to the Board would not be prohibited from assisting another person in transactions involving the CPRA or in appearances in connection with transactions involving the CPRA pursuant to Section 1121C of the Code of Governmental Ethics. However, Section 1121D of the Code of Governmental Ethics would prohibit Mr. Zeringue, for the requisite two year period, from sharing in any compensation received by the company for assisting clients in any transactions involving the CPRA. Mr. Zeringue is prohibited from assisting any persons in transactions, in which he participated while employed as the Executive Assistant for Coastal Activities, involving the CPRA or the Governor's Office of Coastal Activities or in appearances in connection with transactions, in which he participated while employed as the Executive Assistant for Coastal Activities, involving the CPRA or Governor's Office of Coastal Activities for a period of two years following the termination of his service as the Executive Assistant for Coastal Activities for the Governor.

Adopted an advisory opinion in Docket No. 15-272 concluding that Section 1121B of the Code of Governmental Ethics would prohibit a former attorney for the Office of General Counsel for the Division of Administration from contracting with the Commissioner's Office to provide legal services for a period of two years following the termination of his employment, since the former attorney regularly provided legal representation to the Office of Facility Planning and Control and the Commissioner's Office.

Adopted an advisory opinion in Docket No. 15-281 concluding that no violation of the Code of Governmental Ethics is presented by Elmer Moore, III being employed as a full-time bus driver, maintenance employee, or substitute bus driver with the Madison Parish School District while Dave Wilson, III, his biological brother that was legally adopted by another family at birth, is employed as the Transportation Supervisor, since pursuant to Louisiana adoption law and prior opinions of the Board, because Mr. Wilson was legally adopted by another family at birth, he is not considered to be Mr. Moore's immediate family member.

Adopted an advisory opinion in Docket No. 15-288 concluding that Section 1115 of the Code of Governmental Ethics prohibits any public servant of the Monroe Police Department from soliciting or accepting any donation or other things of economic value from any business, individual, or organization that has or is seeking to have, a contractual or other business or financial relationship with the Monroe Police Department, that conducts operations or activities which are regulated by the Monroe Police Department, or who has substantial economic interests which may be substantially affected by the performance or nonperformance of a public servant's job duties with the Monroe Police Department. The Board further advised that the Code of Governmental Ethics would not prohibit employees of the Monroe Police Department from soliciting or accepting donations for the purpose of funding activities related to Police Week 2015 from other businesses, individuals or organizations which are not prohibited sources pursuant to Section 1115 of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 15-309 concluding that no violation of the Code of Governmental Ethics is presented by By-U-Boys Seafood and Catering, a company owned by a member of St. Tammany Recreation District 4 and his son, participating as a food vendor in

Crabfest Lacombe 2015, since the company would not be entering into a transaction with the District, and Crabfest Lacombe, LLC would have complete control over the event.

Adopted an advisory opinion in Docket No. 15-338 concluding that Section 1111C(2)(d) of the Code of Governmental Ethics would prohibit Mayor Ricky Calais, City of Breaux Bridge, from accepting a commission in connection with the purchase of an insurance policy by Farmers-Merchants Bank and Trust Company (Farmers) from New York Life, since Farmers serves as a fiscal agent depository bank for the City of Breaux Bridge and Mayor Calais rendered services to Farmers on behalf of New York Life prior to taking office. The Board further advised that Mayor Calais does not qualify for the exception in Section 1111C(4) of the Code of Governmental Ethics as the contract was not entered into prior to his taking office and compensation would not be received within ninety days of him taking office. There is no prohibition against Farmers purchasing the policy from New York Life as Mayor Calais does not exercise control over or have an ownership interest greater than twenty-five percent in New York Life.

Adopted an advisory opinion in Docket No. 15-341 concluding that Section 1111C(2)(d) of the Code of Governmental Ethics prohibits a business owned or partially owned by a board member of the Lafayette City-Parish Civil Service Board from doing business with employees of the Lafayette City-Parish Government (LCG), since all LCG employees conduct operations or activities which are regulated by the Civil Service Board.

Adopted an advisory opinion in Docket No. 15-342 concluding that Section 1119B of the Code of Governmental Ethics would prohibit Cody Juneau from being employed by the Plaquemines Parish Civil Service Commission while his father, Irvin Juneau, serves as a Plaquemines Parish Councilman, since the Parish Council is the governing authority as defined by Section 1102 (11) of

the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 15-344 concluding that no violation of the Code of Governmental Ethics is presented by Bernell Charles, Jr., a member of the St. John the Baptist Parish Planning and Zoning Board, being included on the list of persons qualified to mow privately owned properties that are in violation of Parish Ordinance 26-22, since the Parish Planning and Zoning Board has no supervision or jurisdiction over the mowing of privately owned property that is in violation of Parish Ordinance 26-22.

Adopted an advisory opinion in Docket No. 15-357 concluding that no violation of the Code of Governmental Ethics is presented by Kevin Sweeney accepting employment with Providence Engineering and Environmental following his retirement from the Department of Environmental Quality (DEQ), since as an employee of Providence, Mr. Sweeney would not be rendering any service, which he rendered during his public employment, to, for, or on behalf of the DEQ. However, pursuant to Section 1121B(1) of the Code of Governmental Ethics, for two years following the termination of his public employment, he may not assist in any transaction, including any AOC identified during an inspection, in which he participated at any time during his public employment and involving the DEQ. Additionally, the Code of Governmental Ethics would prohibit Providence, for the same two year period, from assisting another person, for compensation, in any transaction in which Mr. Sweeney participated at any time during his public employment and involving the Assessment Division.

Adopted an advisory opinion in Docket No. 15-394 concluding that no violation of the Code of Governmental Ethics is presented by Jerri LeDoux, a member of the Louisiana Committee on Parole, accepting complimentary lodging, transportation, and meals from the American Israel Public

Affairs Committee to attend an educational seminar in Israel for Southwest Christian Leaders, since The invitation for Ms. LeDoux to participate in this trip was not influenced in any way by her service on the Parole Committee. Furthermore, neither AIPAC nor AIEF has a contractual or other business or financial relationship with the Louisiana Department of Public Safety and Corrections and/or the Parole Committee.

Adopted an advisory opinion in Docket No. 15-022 with respect to the Caddo Parish Commission (CPC) receiving tickets from the Independence Bowl Foundation (IBF) as a sponsor of the Independence Bowl and the Shreveport Regional Arts Council's "Christmas in the Sky" gala concluding the following:

(1) Must the Caddo Parish Commissioners and personnel reimburse the Parish for the tickets they personally use?

Based on the information provided, the Code of Governmental Ethics would not prohibit the Commissioners and personnel from receiving the tickets from the CPC as a benefit as the tickets would come from the governmental entity. La. R.S. 42:1111A prohibits a public servant from receiving anything of economic value for the performance of his job duties other than the compensation and benefits from the governmental entity to which he is duly entitled. The IBF has agreed to provide the CPC, through the "Sportsman" sponsorship package, with a certain allotment of tickets due to its financial support of the Independence Bowl. The Board further advised that the Attorney General should be contacted for an opinion on the proper use of public funds and donations.

(2) May the tickets to the Independence Bowl be used by Commissioners' or personnel's family members without reimbursement to the Parish?

Based on the information provided, the Code of Governmental Ethics would not prohibit the Commissioners' or personnel's family members from receiving the tickets from the CPC as a benefit as the tickets would come from the governmental entity. La. R.S. 42:1111A prohibits a public servant from receiving anything of economic value for the performance of his job duties other than the compensation and benefits from the governmental entity to which he is duly entitled. The Board further advised that the Attorney General should be contacted for an opinion on the proper use of public funds and donations.

(3) Must persons representing potential economic development prospects (representatives) reimburse the Parish for the tickets they use for the Independence Bowl?

The Board declined to render an opinion as this question pertains to the proper use of public funds. In general, the Code of Governmental Ethics would not prohibit

representatives from receiving tickets as gifts from the IBF so long as they are not public servants.

(4) Must commissioners and parish personnel pay for the tickets to attend the “Christmas in the Sky” gala?

The Board declined to render an advisory opinion in this matter due to lack of specific information but suggested that an advisory opinion could be requested when more information becomes available.

(5) Must commissioners’ and personnel’s spouses or family members pay for the tickets to attend the SRAC event?

The Board declined to render an advisory opinion in this matter due to lack of specific information but suggested that an advisory opinion could be requested when more information becomes available.

Allowed the withdrawal of a request for an advisory opinion in Docket No. 15-228 regarding whether Bianca Saddy may be employed with JeffCare while her father, Rafael Saddy, is a member of the Board of Directors of the Jefferson Parish Human Services Authority.

Mr. Matt Johns, Commission Director of Operations for the Rapides Area Planning Commission, appeared before the Board in connection with a request for an advisory opinion in Docket No. 15-230 regarding whether the Code of Governmental Ethics would prohibit James Wallace and James Deason, employees of the Rapides Area Planning Commission, from drafting building plans for compensation for private entities in the area. After hearing from Mr. Johns, on motion made, seconded and unanimously passed, the Board concluded that Section 1111C(2)(d) of the Code of Governmental Ethics would prohibit James Wallace and James Deason from providing compensated services to persons who are regulated by the Commission. The Board further advised that while Mr. Deason and Mr. Wallace are free to receive compensation for drafting plans for private entities which are not regulated by the Commission they are prohibited from receiving anything of economic value from any person who is regulated by the Commission or has a substantial economic interest in their action/non-action as employees of the Commission. Board Member Michiels recused

herself.

Adopted an advisory opinion in Docket No. 15-271 concluding that R.S. 27:96A(1) would not prohibit Jacob Coco from being employed by the Paragon Casino Resort if he is elected as alderman for the Town of Simmesport, since the Tunica-Biloxi Indian Tribe does not hold and has not applied for a gaming license to operate a riverboat casino.

Adopted an advisory opinion in Docket No. 15-278 concluding that Section 1113A(1)(a) of the Code of Governmental Ethics prohibits James Fontenot, a member of the City of Rayne Board of Aldermen, from continuing to write insurance covering the City of Rayne, since Mr. Fontenot's agency is the City of Rayne and insurance contracts covering the city fall within the supervision and jurisdiction of his agency. The Board further advised that as long as Mr. Fontenot does not participate in the transaction and does not have ownership interest in the insurance agency, the Code of Governmental Ethics would not prohibit Mr. Fontenot's employer, Dwight Andrus Insurance, from writing insurance contracts for the City of Rayne; however, Mr. Fontenot would not be able to receive any thing, including any commission or compensation, from Dwight Andrus Insurance should they enter into any contract, business or other financial relationship with the City of Rayne. Absent specific information, the Board declined to render an opinion with respect to securing bonds for city employees.

On motion made, seconded and unanimously passed, the Board agreed to reconsider Docket No. 15-272.

Deferred consideration of a request for an advisory opinion in Docket No. 15-272 regarding a former attorney for the Office of General Counsel for the Division of Administration from contracting with the Commissioner's Office to provide legal services for a period of two years

following the termination of his employment and instructed the staff to obtain additional information.

On motion made, seconded and unanimously passed, the Board agreed to take action on items G33-G37 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 G33-G37, excluding items G34 and G35, taking the following action:

In connection with an Answer filed in Docket No. 15-130 by Chris Wisecarver, a member of the Louisiana Prison Enterprises Board, in response to a Notice of Delinquency received requesting he file a 2013 Tier 2.1 Annual personal financial disclosure statement, instructed the staff to advise Mr. Wisecarver that he is not required to file a 2013 Tier 2.1 Annual personal financial disclosure statement, since the board is advisory and not authorized to expend, disburse, or invest \$10,000 or more in funds in a fiscal year.

In connection with an Answer filed in Docket No. 15-295 by Joslyn Wright, a former board member of the Excellence Academy Charter School, in response to a Notice of Delinquency received requesting that she file a 2013 Tier 3 Annual personal financial disclosure statement, instructed the staff to advise Ms. Wright that she is not required to file a 2013 Tier 3 personal financial disclosure statement, since Ms. Wright initially accepted the position as a board member for the Excellence Academy Charter School. However, she realized that she might have a personal conflict of interest, so she resigned from position during the only board meeting that she attended.

In connection with an Answer filed in Docket No. 15-299 by David Jay Lefkowitz, a former member of the Louisiana Workforce Investment Council, in response to a Notice of Delinquency

received requesting that he file a 2013 Tier 2.1 Annual personal financial disclosure statement, instructed the staff to advise Mr. Lefkowitz that he is not required to file a 2013 Tier 2.1 personal financial disclosure statement, since the Louisiana Workforce Investment Council. does not have the authority to expend over \$10,000 per fiscal year.

In connection with an Answer filed in Docket No. 15-132 by Larry Lee Jones, a former member of the Naval War Memorial Commission, in response to a Notice of Delinquency received requesting that he file a 2013 Tier 2.1 Annual personal financial disclosure statement, instructed the staff to confirm that Mr. Jones was actually required to file and to then advise Mr. Jones that, even though he resigned from the Commission in 2014, he was required to file a personal financial disclosure statement by May 15, 2014 covering the time he held the office in 2013. The Board further instructed the staff to advise Mr. Jones that he is also required to file a personal financial disclosure statement by May 15, 2015 covering the time he held the office in 2014.

In connection with an Answer filed in Docket No. 15-175 by Robert Allen Whelan, a former board member of the St. Tammany Parish Recreation District #1 - Pelican Park, in response to a Notice of Delinquency received requesting that he file a 2013 Tier 2.1 Annual personal financial disclosure statement, instructed the staff to confirm that Mr. Whelan was actually required to file and to then advise Mr. Whelan that, even though he resigned from the Commission in 2014, he was required to file a personal financial disclosure statement by May 15, 2014 covering the time he held the office in 2013. The Board further instructed the staff to advise Mr. Whelan that he is also required to file a personal financial disclosure statement by May 15, 2015 covering the time he held the office in 2014.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the April 16-17, 2015 meetings.

The Board considered a request for an advisory opinion in Docket No. 15-111 regarding the propriety of R. David Brown, a registered lobbyist, renting a residential property to other lobbyists, legislators, or legislative employees. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Mr. Brown renting a home to other lobbyists, legislators, or legislative employees, provided the fair market value is paid to rent the property. The Board further advised that Section 1112B(5) of the Code of Governmental Ethics would prohibit legislators and legislative employees from participating in any matters for which Mr. Brown is lobbying the legislature while they are renting a home from him. Because legislative employees or legislators would not be providing compensated services to Mr. Brown and would not receive any thing of economic value for assisting Mr. Brown in a transaction before the legislature, Sections 1111C(2)(d) and 1111E of the Code of Governmental Ethics would not apply.

The Board considered a request for an advisory opinion in Docket No. 15-280 regarding whether the Code of Governmental Ethics would prohibit Bobbie Kimbrel from serving as an appointed member of the Washington Parish Fire Protection District 7 Civil Service Board while her husband provides services to the Fire District. On motion made, seconded and unanimously passed, the Board deferred the matter and instructed the staff to obtain additional information.

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

being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the items in the Campaign Finance Waiver Chart, excluding Docket Nos. 15-289 and 15-290, taking the following action:

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

Docket No. 15-239 from Peter Galvan of a \$2,000 late fee;
Docket No. 15-244 from Daniel Wayne Bush of a \$2,000 late fee and
a \$60 late fee; and,
Docket No. 15-291 from Leon Bradberry, Sr. of a \$1,000 late fee and a \$400 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 15-238 for a waiver of the \$2,500 late fee assessed against Douglas Hammel, a candidate for 4th Circuit Court of Appeal Judge, Orleans Parish in the November 4, 2014 election, for filing his 30-P campaign finance disclosure report 144 days late. On motion made, seconded and unanimously passed, the Board rescinded the \$2,500 late fee pursuant to Rule 1205D, since documents filed with the Secretary of State's Office verify that Mr. Hammel qualified for office on August 22, 2014 and withdrew from the election on August 25, 2014 and had no activity for this report.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 15-242 for a waiver of the \$2,000 late fee assessed against Donald Coleman, a candidate for City Marshal, City Court, Webster Parish in the November 4, 2014 election, for filing his 10-P campaign finance disclosure report 143 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,000 late fee but suspended the entire late fee 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. 15-244 for a waiver of the two (2) \$2,000 late fees assessed against Daniel Wayne Bush, a candidate for District Judge, 30th Judicial District, Vernon Parish in the November 4, 2014 election, for filing his 10-P campaign finance disclosure report 140 days late and his 10-G campaign finance disclosure report 110 days late. On motion made, seconded and unanimously passed, the Board waived the \$2,000 late fee in connection with the 10-P campaign finance disclosure report and reduced the \$2,000 late fee to \$600 pursuant to Rule 1205C in connection with the 10-G campaign finance disclosure report.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 15-265 for a waiver of the \$400 late fee assessed against William Elmore, a candidate for Mayor, City of Ruston, Lincoln Parish in the November 4, 2014 election, for filing his EDE-P campaign finance disclosure report 10 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$400 late fee but suspended the entire late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 15-266 for a waiver of the \$400 late fee assessed against Richmond Boyd, Jr., a candidate for Lafourche Parish School Board, District 3 in the November 4, 2014 election, for filing his 10-G campaign finance disclosure report 57 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. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board

considered a request in Docket No. 15-291 for a waiver of the \$400 and \$320 late fees assessed against Leon Bradberry, Sr., a candidate for Constable, 4th Justice Court, Jefferson Parish in the November 4, 2014 election, for filing his EDE-P campaign finance disclosure report 27 days late and his 10-G campaign finance disclosure report 8 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$400 late fee in connection with the EDE-P campaign finance disclosure report but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act and declined to waive the \$320 late fee in connection with the 10-G campaign finance disclosure report but suspended \$220 conditioned upon future compliance with the Campaign Finance Disclosure Act. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 15-293 for a waiver of the \$1,000 late fee assessed against Mark Peters, a candidate for Ascension Parish School Board, District 3 in the November 4, 2014 election, for filing his 10-P campaign finance disclosure report 143 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,000 late fee but suspended the entire late fee 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. 15-289 for a waiver of the \$400 late fee assessed against Bobby Joe Cooper, a candidate for Councilman/District A, City of Shreveport, Bossier & Caddo Parishes in the November 4, 2014 election, for filing his 10-P campaign finance disclosure report 18 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$400 late fee.

The Board unanimously agreed to take action on the requests for “good cause” waivers of late fees assessed against lobbyists included 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, excluding Docket Nos. 15-355 and 15-356, taking the following action:

The Board considered a request in Docket No. 15-336 for a waiver of the \$700 late fee assessed against Phyllis Sims for failure to timely file a Supplemental Lobbying Registration report. On motion made, seconded and unanimously passed, the Board declined to waive the \$700 late fee.

The Board considered a request in Docket No. 15-355 for a waiver of the \$100 late fee assessed against Charles McMains, Jr. for failure to timely file a Supplemental Lobbying Registration Report. On motion made, seconded and unanimously passed, the Board rescinded the \$100 late fee.

The Board considered a request in Docket No. 15-356 for a waiver of the \$100 late fee assessed against Wanda Freedman for failure to timely file a Supplemental Lobbying Registration Report. On motion made, seconded and unanimously passed, the Board rescinded the \$100 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. 15-333, 15-350, 15-352 and 15-353, 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. 15-329 from Stephone Taylor of a \$1,500 late fee;
Docket No. 15-332 from Benjamin Hodes of a \$1,500 late fee;
Docket No. 15-345 from Charles Harper of a \$1,500 late fee;
Docket No. 15-346 from Tony Gibson of a \$1,500 late fee;
Docket No. 15-347 from George Mack, Jr. of a \$450 late fee; and,
Docket No. 15-351 from Jerry Trabona of a \$1,500 late fee.

The Board considered a request in Docket No. 15-294 for a waiver of the \$2,500 late fee assessed against O'Neal Jones, III, a former member of the New Iberia City Council, for filing his 2012 Tier 2 Annual personal financial disclosure statement 570 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee but suspended \$1,500 conditioned upon future compliance with the Code of Governmental Ethics and provided payment is made within 30 days. If the 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. 15-322 for a waiver of the \$800 late fee assessed against Calvin Brown, Sr., Zachary City Council, District 5, East Baton Rouge Parish, for filing his 2013 Tier 3 Candidate personal financial disclosure statement 16 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$800 late fee but suspended \$550 conditioned upon future compliance with the Code of Governmental Ethics and provided payment is made within 30 days. If the 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. 15-328 for a waiver of the \$2,500 late fee

assessed against Ulysses Addison II, East Baton Rouge Parish Metro Council District 2, for filing his 2013 Tier 2 Annual personal financial disclosure statement 220 days late. On motion made, seconded and unanimously passed, the Board rescinded the \$2,500 late fee.

The Board considered a request in Docket No. 15-330 for a waiver of the \$2,100 late fee assessed against Stephen Allen Chapman M.D., a candidate for the Rapides Parish School Board in the November 4, 2014 election, for filing his 2013 Tier 2 Candidate personal financial disclosure statement 21 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,100 late fee but suspended \$1,600 conditioned upon future compliance with the Code of Governmental Ethics and provided payment is made within 30 days. If the 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. 15-354 for a waiver of the \$1,500 late fee assessed against Anthony James Williams, a member of the Board of Examiners for Professional Counselors, for filing his 2011 Tier 2.1 Annual personal financial disclosure statement 177 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 with the option of a payment plan.

The Board considered a request in Docket No. 15-333 for a waiver of the \$1,500 late fee assessed against Larry H. Hollier, M.D., a member of the Louisiana Cancer Research Center Board, New Orleans Bioscience Economic Development District, for filing his amended 2012 Tier 2.1 Annual personal financial disclosure statement 162 days late. 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 and provided payment

is made within 30 days. If the 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. 15-350 for a waiver of the \$1,500 late fee assessed against Cheryl Anderson Robinson, a former member of the Shreveport Housing Authority, for filing her 2012 Tier 2.1 Annual personal financial disclosure statement 388 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. 15-352 for a waiver of the \$850 late fee assessed against Barry White, Sr., a candidate for Livingston Parish Constable, Ward 10 in the November 4, 2014 election, for filing his 2013 Tier Candidate personal financial disclosure statement 17 days late. On motion made, seconded and passed by a vote of 6 yeas by Board Members Bruneau, Ingrassia, Larzelere, Lavastida, Leggio and Shelton and 4 nays by Board Members Blewer, McAnelly, Michiels and Monroe, the Board declined to waive the \$850 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. 15-353 for a waiver of the \$2,500 late fee assessed against Tara Toulmon Wicker, a member of the East Baton Rouge Metro Council - District 10, for filing her 2013 Tier 2 Annual personal financial disclosure statement 235 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee but suspended \$1,500 conditioned upon future compliance with the Code of Governmental Ethics and with the option of a payment plan.

The Board considered a request in Docket No. 15-334 for a waiver of the \$700 late fee assessed against Gregory Kincaid, a member of the Franklin Parish Hospital Service District #1, for filing his 2015 Hospital Disclosure Statement 14 days late. On motion made, seconded and unanimously passed, the Board waived the \$700 late fee due to Mr. Kincaid's medical condition.

The Board considered a request for reconsideration in Docket No. 14-1181 for a waiver of the \$2,500 late fee assessed against Reginald Brown, Sr., an East Baton Rouge Parish City Court Constable, for filing his 2012 Tier 2 Annual personal financial disclosure statement 221 days late. On motion made, seconded and unanimously passed, the Board affirmed its prior decision to decline to waive the late fee. Board Member McAnelly recused himself.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for reconsideration in Docket No. 14-1448 for a waiver of the \$100 unsuspended portion of a \$360 campaign finance late fee assessed against Willie Clyde Curry, a candidate for Selectman, District One, Town of Homer, Claiborne Parish, in the November 4, 2014 election, for filing his 10-P campaign finance disclosure report 9 days late. On motion made, seconded and unanimously passed, the Board affirmed its prior decision to decline to waive the \$360 late fee but suspend \$260 conditioned upon future compliance with the Campaign Finance Disclosure Act.

The Board considered a request for reconsideration in Docket No. 14-1460 for a waiver of the \$1,500 late fee assessed against Caroline Gaston, a member of the Farmerville Board of Aldermen, Union Parish, for filing her 2012 Tier 3 Annual personal financial disclosure statement 246 days late. On motion made, seconded and unanimously passed, the Board affirmed its prior decision to decline to waive the late fee and instructed the staff to offer Ms. Gaston the option of

a payment plan if necessary.

The Board considered a request for reconsideration in Docket No. 14-1466 for a waiver of the \$1,500 late fee assessed against Duane Hunts, a member of the City of Kenner Housing Authority, Jefferson Parish, for filing his 2011 Tier 2.1 Annual personal financial disclosure statement 300 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 with the option of a payment plan.

Ms. Allen provided a status report with respect to proposed legislation for the 2015 Regular Legislative Session which will affect the laws administered by the Board of Ethics, including the Code of Governmental Ethics, the Campaign Finance Disclosure Act, and the Legislative, Executive and Local Lobbying Disclosure Acts.

The Board unanimously adjourned at 11:31 a.m.

Secretary

APPROVED:

Chairman

