

LOUISIANA STATE BOARD OF PRIVATE SECURITY EXAMINERS

Held on Tuesday, August 1, 2017

SPECIAL BOARD MEETING

Louisiana State Board of Private Security Examiners

15703 Old Hammond Highway

Baton Rouge, Louisiana

REPORTED BY: KELLY S. PERRIN, C.C.R.

COURT REPORTERS OF LOUISIANA, LLC

9614 BROOKLINE AVENUE, SUITE A

BATON ROUGE, LOUISIANA 70809

PHONE: (225) 201-9650 * FAX: (225) 201-9651

E-MAIL: depos@courtreportersla.com

1	I N D E X	
2		PAGE
3	CAPTION	1
4	APPEARANCES	3
5	ROLL CALL	4, 5
6	EXECUTIVE SESSION PORTION BEGINNING AT	
7		PAGE 39, LINE 5
8	EXECUTIVE SESSION PORTION ENDING AT	
9		PAGE 159, LINE 19
10		
11	REPORTER'S CERTIFICATE	72
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		

1 APPEARANCES:

2 MEMBERS OF THE COMMISSION,

3 CHAIRMAN RITCHIE RIVERS

4 MARIAN H. PIERRE

5 DURELL PELLEGRIN

6 MARIA LANDRY

7 MARK WILLIAMS

8 EDWARD ROBINSON, SR.

9 WILBERT SANDERS, JR.

10 MISTY R. FINCHUM

11 HECTOR ECHEGOYEN

12

13

14

15 WENDY ALDRIDGE, SECTION CHIEF LICENSURE

16 FABIAN BLACHE, III, EXECUTIVE DIRECTOR

17 RONALD CROUCH, ATTORNEY

18

19

20

21

22

23

24 REPORTED BY: KELLY S. PERRIN, CCR

25

1 SPECIAL BOARD MEETING

2 P R O C E E D I N G S

3 CHAIRMAN RIVERS:

4 We ready? Call the meeting to order.

5 MS. ALDRIDGE:

6 I'll start with the roll call.

7 Ritchie Rivers?

8 CHAIRMAN RIVERS:

9 Here.

10 MS. ALDRIDGE:

11 Mark Williams?

12 MR. WILLIAMS:

13 Here.

14 MS. ALDRIDGE:

15 Marian Pierre?

16 MS. PIERRE:

17 Here.

18 MS. ALDRIDGE:

19 Wilbert Sanders, Jr.?

20 MR. SANDERS:

21 Here.

22 MS. ALDRIDGE:

23 Hector Echevoyen?

24 MR. ECHEGOYEN:

25 Here.

1 MS. ALDRIDGE:

2 Maria Landry?

3 MS. LANDRY:

4 Here.

5 MS. ALDRIDGE:

6 Edward Robinson, Sr.?

7 MR. ROBINSON:

8 Here.

9 MS. ALDRIDGE:

10 Durell Pellegrin?

11 MR. PELLEGRIN:

12 Here.

13 MS. ALDRIDGE:

14 Misty Finchum?

15 MS. FINCHUM:

16 Here.

17 MR. BLACHE:

18 Please stand for the Pledge.

19 (PLEDGE OF ALLEGIANCE)

20 CHAIRMAN RIVERS:

21 Thank you. On our agenda today is the
22 members of the Ethics Committee will formulate
23 plans and make recommendations. That was the
24 first thing on our agenda after the Pledge of
25 Allegiance. We will have procedures and legal

1 framework for proper function of board
2 committees, setting dates and times of
3 meetings, Public Meeting Law, and open
4 discussion on what actions constitutes
5 violations of any current State Ethics laws or
6 violation of any State statutes as described.

7 Fabian, did --

8 MS. PIERRE:

9 Someone from the Ethics Committee --

10 CHAIRMAN RIVERS:

11 Do we have someone from the Ethics
12 Committee?

13 MR. ROBINSON:

14 Yes.

15 MS. PIERRE:

16 No, he --

17 CHAIRMAN RIVERS:

18 If you have someone --

19 MR. ROBINSON:

20 No. By being duly-appointed on the
21 Ethics Committee, we have not gotten together
22 to actually formulate all these procedures and
23 are going through Part 37:32 and 42. We feel
24 as though the Ethics Committee needs to come
25 together so that we could be the guidelines in

1 being able to give the Board the direction
2 that they should go from the Ethics Committee
3 side.

4 And so we call this meeting also to talk
5 about that and make sure that we get plans
6 together to do that. There's officially three
7 members of the Ethics Committee that you duly
8 appointed, and we need to come together and
9 set up the rules and regulations and make sure
10 that Board is being governed in the right
11 direction from the Ethics side of it.

12 CHAIRMAN RIVERS:

13 Okay.

14 MR. ROBINSON:

15 Okay. We have not done that. We would
16 like to meet. I think Mr. Sanders and
17 Mr. Pellegrin is on that committee, and we
18 will be meeting after that to do that after
19 this meeting to make sure we do it.

20 My understanding that besides that, we
21 will have a -- we will actually go into
22 executive session and be able to talk about
23 what we need to do on that; am I right on
24 that?

25 CHAIRMAN RIVERS:

1 That's fine. So to shed a little light
2 on that, I contacted the Attorney --

3 MS. PIERRE:

4 Uh-huh.

5 CHAIRMAN RIVERS:

6 What's that? I thought you said
7 something.

8 MS. PIERRE:

9 No.

10 CHAIRMAN RIVERS:

11 To shed a little light on that as well, I
12 contacted the Attorney General Jeff Landry and
13 spoke to him and have talked. And he has
14 counsel who will sit with us and go over some
15 of the laws and legalities of our laws as well
16 to help us with the Ethics Committee and so
17 that we understand and make sure that we're
18 doing everything legally.

19 MS. PIERRE:

20 Mr. Chairman, I have a question. We have
21 an attorney. This Board has an attorney. Why
22 would we need to go to the Attorney General to
23 give us any legal opinions as to it relates to
24 ethical actions as it relates to this Board
25 when we have an attorney that represents this

1 Board that can give us any legal advice that
2 we require?

3 CHAIRMAN RIVERS:

4 Well, if we do not want to use him, we
5 don't have to. I spoke to him. I brought it
6 -- to bring it up in this Board meeting. I
7 just think that's what the Attorney General is
8 there for. I think it's an unbiased opinion,
9 and I think his opinions are --

10 MS. PIERRE:

11 So let me be -- let me be clear. Are you
12 saying that the attorneys that represent this
13 Board are being biased?

14 CHAIRMAN RIVERS:

15 No, I'm not saying that at all.

16 MS. PIERRE:

17 Well, I --

18 CHAIRMAN RIVERS:

19 But I think any help from any other state
20 outside agency of any help can be helpful in
21 anything you do.

22 MS. PIERRE:

23 Well, I think you're absolutely right.
24 And if we followed the procedures and then we
25 used our attorney. And if we didn't get an

1 answer from our attorney, then we will
2 certainly have the right to go to the Attorney
3 General. But I think first, in all fairness,
4 we should use the attorney that we're paying
5 that we have that's representing this Board to
6 ask them about their legal opinion. And
7 that's why we have them.

8 MR. ROBINSON:

9 Our attorney is here?

10 MS. PIERRE:

11 Yes, he is. Ron?

12 MR. CROUCH:

13 Yes?

14 CHAIRMAN RIVERS:

15 Are you representing --

16 MR. CROUCH:

17 I am.

18 CHAIRMAN RIVERS:

19 Okay.

20 MR. CROUCH:

21 Adrienne Aucoin, who is ordinarily
22 assigned to represent the Board of Private
23 Security, I mistakenly approved her a vacation
24 about three months ago, and so she's not here.

25 With all due respect to you,

1 Mr. Chairman, and to the Attorney General, I
2 don't believe that it's within the authority
3 of the Attorney General to do. By statute,
4 the Attorney General represents state agencies
5 in litigation where there are money damages
6 involved or if the state agency request an
7 Attorney General's opinion, for example; or
8 if, for example, a DA recuses himself or
9 something like that.

10 CHAIRMAN RIVERS:

11 Right.

12 MR. CROUCH:

13 But that's the very reason that agencies
14 have their own lawyers is to represent those
15 agencies. One other comment I would say, if
16 the Board wants an Attorney General's opinion,
17 it has to act as a Board. An individual
18 member of that Board can't seek out an
19 Attorney General's opinion or anything of that
20 sort.

21 CHAIRMAN RIVERS:

22 This was not an opinion. We wasn't
23 asking for an opinion.

24 MR. CROUCH:

25 I understand that, but it's important for

1 you to understand that Boards have to act in
2 unison.

3 CHAIRMAN RIVERS:

4 Right.

5 MR. CROUCH:

6 They have to act by a majority.

7 CHAIRMAN RIVERS:

8 Right.

9 MR. CROUCH:

10 And they have to act in the light of day.
11 They have to act in accordance with the Public
12 Open Meetings Law. For example, committees
13 and subcommittees of boards are public bodies
14 within the meaning of the open records law.

15 And that means, if the committee is going
16 to meet, it has to post a notice just like the
17 Board does. It has to have an agenda. It has
18 to comply with all the Open Meetings Law just
19 like the public body does. I'm not sure that
20 answers your question.

21 CHAIRMAN RIVERS:

22 Now would this be with a quorum or
23 without a quorum or if you had three members
24 on the committee, they would --

25 MR. CROUCH:

1 If the --

2 CHAIRMAN RIVERS:

3 And that's the thing --

4 MR. CROUCH:

5 If the committee will or the subcommittee
6 will operate just like the Board, if there's
7 three members on the Committee, there has to
8 be a quorum in order for it to function. If
9 you've got four members, you've got to have
10 three members there to take any action. It's
11 no -- the subcommittee and the committee has
12 to operate just like the larger public body.

13 And, generally, the actions of the
14 committees and the subcommittees are at the
15 direction of the Board that created them. For
16 example, I represent the State Uniform
17 Construction Code Council and we have eight or
18 ten subcommittees that are technical
19 committees reviewing building codes and so
20 forth. And they do nothing without the
21 direction of the Council. Very specifically,
22 the Council tells them what to do. And they
23 have meetings regularly and post agendas and
24 all of that.

25 MR. ROBINSON:

1 Let me ask a question.

2 MR. CROUCH:

3 Yes, sir.

4 mr. ro:

5 Are you or your office capable of
6 training us?

7 MR. CROUCH:

8 Absolutely.

9 MR. ROBINSON:

10 Okay.

11 MR. CROUCH:

12 And I have talked to Fabian about that.
13 Any time there is a -- regularly, with a
14 gubernatorial appointment, you have the makeup
15 of boards and commissions within the
16 department that change, and we stand ready to
17 teach informally about public records law,
18 ethics to a certain extent, but I'll cover
19 that in a second, Administrative Procedures Act,
20 how you promulgate rules, what rules are, the
21 difference between rules and policies and
22 things of that sort. So, yeah, we're ready to
23 do that at any time.

24 In fact, at The Code Council, we're about
25 to do that for them because it's ...

1 MR. ROBINSON:

2 Right. Because we would love to have the
3 training, I mean, being on the Ethics
4 Committee.

5 MR. CROUCH:

6 We are at your command.

7 MR. ROBINSON:

8 Right.

9 MR. CROUCH:

10 We advise and we represent. That's what
11 we do.

12 CHAIRMAN RIVERS:

13 Okay. As I said, nothing was scheduled.
14 And I spoke to the three Ethics Committee
15 members today and told them that was available
16 if we wanted that, and that would be something
17 that we would all talk about. It would not be
18 something that I would schedule without
19 everyone else in compliance.

20 MR. CROUCH:

21 And I, this is for everybody. I mean
22 just be acutely aware, please, that the intent
23 of the Public, of the Open Meetings Law is
24 that things be done openly so that the public
25 can see what's going on.

1 CHAIRMAN RIVERS:

2 Right.

3 MR. CROUCH:

4 And the only exemption for that is, for
5 example, if the committee members run into one
6 another at a social gathering or something of
7 that sort. But any time the committees are
8 going to get together to discuss business, it
9 has to be open for the public to see.

10 The very purpose of the Open Meetings Law
11 is that it's done in the bright light of day
12 and the public can see what you're doing.

13 Does that make sense?

14 CHAIRMAN RIVERS:

15 Yes.

16 MR. CROUCH:

17 Am I making sense?

18 MR. ROBINSON:

19 So you have -- so I'm understanding that
20 when we have our meeting --

21 MR. CROUCH:

22 Yes, sir.

23 MR. ROBINSON:

24 -- the Ethics Committee meeting --

25 MR. CROUCH:

1 Yes, any committee meeting.

2 MR. ROBINSON:

3 -- that we need to post it.

4 CHAIRMAN RIVERS:

5 So, basically --

6 MR. CROUCH:

7 Yeah.

8 MR. ROBINSON:

9 We need to post it. So, basically --

10 CHAIRMAN RIVERS:

11 -- we can't have an Ethics meeting today.

12 MR. ROBINSON:

13 No.

14 MR. CROUCH:

15 Well, I was thinking about that. And,
16 technically, I would say, no, you can't have
17 an Ethics Committee meeting today. However,
18 the way the agenda is formulated today, I
19 would not -- I would not be uncomfortable
20 arguing to a court that this constituted a
21 sufficient agenda to notify the public if the
22 Committee wanted to meet today.

23 MR. ROBINSON:

24 Okay.

25 MR. CROUCH:

1 I always have to say, well, am I willing
2 to go to a judge and argue this with a
3 straight face? And I would be comfortable
4 doing that, but that's up to the Board and the
5 Committee. We don't meddle in your business.

6 MR. ROBINSON:

7 Right.

8 MR. CROUCH:

9 I mean, we advise and --

10 MR. ROBINSON:

11 Well, the only reason I'm speaking is
12 because we haven't gotten a Chair. But based
13 on the rules and regulations, first name up on
14 the committee is the Chair until we actually
15 select a Chair for that committee.

16 MR. CROUCH:

17 I gotcha.

18 MR. ROBINSON:

19 Right.

20 MR. WILLIAMS:

21 Okay.

22 MR. ECHEGOYEN:

23 I'm really confused.

24 MR. WILLIAMS:

25 Well, go ahead.

1 MR. ECHEGOYEN:

2 We had a meeting on the 26th and it was
3 canceled because we didn't post the stuff to
4 begin with; correct? That we were supposed to
5 to post an agenda and we didn't?

6 CHAIRMAN RIVERS:

7 Correct.

8 MR. ECHEGOYEN:

9 Is that why it was canceled?

10 CHAIRMAN RIVERS:

11 That's correct.

12 MR. ECHEGOYEN:

13 So who called the meeting today? Who is
14 the person who called the meeting today?

15 MR. ROBINSON:

16 It was five of us.

17 MR. ECHEGOYEN:

18 Okay. So if five of you called the
19 meeting today --

20 MR. ROBINSON:

21 And it was posted.

22 MR. ECHEGOYEN:

23 -- and it was posted within the laws and
24 regulations --

25 MR. ROBINSON:

1 Right.

2 MR. ECHEGOYEN:

3 -- and so we end up here today?

4 MR. ROBINSON:

5 Correct.

6 MR. ECHEGOYEN:

7 But it's not enough time for the public
8 to be --

9 MR. ROBINSON:

10 Yeah, it --

11 MR. CROUCH:

12 It only requires 24 hours notice. You
13 can stick the agenda on the door of your
14 building, and that satisfies the Open Meetings
15 Law.

16 MR. ECHEGOYEN:

17 Okay. Thank you.

18 MR. WILLIAMS:

19 I think at the last meeting, the reason
20 why that it was even considered, it was
21 brought up about different legal
22 representations was because a couple of
23 questions that the Board asked Adrienne or
24 Legal, she didn't have an answer for. She
25 said, I don't know. And I think it was

1 probably on like three different questions
2 that we asked her and she said she didn't
3 know.

4 And I think someone else answered. If
5 I'm not mistaken, I think Fabian answered
6 them. But all that to say this, it's just
7 highly unlikely that we want somebody
8 representing us that don't know the answers to
9 the questions that were asked. And when Frank
10 Blackburn was here -- and I never really dwell
11 on the past. But when Frank Blackburn was
12 here, whatever question came up or came about,
13 he knew the answer. He didn't have to second
14 guess or think twice about it. He knew the
15 answer.

16 And it's not saying that she doesn't
17 know. It's just saying that she said at that
18 time, I don't know, let me check. And that's
19 why we even mentioned, well, okay, hold on a
20 second. It was just a thought. It wasn't
21 something that, okay, we're going out and do
22 it or it's a done deal. It was just something
23 that was brought up at the last Board meeting.
24 If you look at the minutes, you'll see, at the
25 end of it, it did come up.

1 MS. PIERRE:

2 Mr. Chairman, may I?

3 CHAIRMAN RIVERS:

4 Sure.

5 MS. PIERRE:

6 I understand what you're saying, Mark,
7 but I've dealt with attorneys for years and
8 I've come to this Board meeting for many, many
9 years, for 24 years. And I've been in
10 meetings where Mr. Blackburn did not know the
11 answer, but he would say to you -- and any
12 intelligent person would say to you, not
13 answer you, but they will say, well, we'll go
14 back and get the answer and we'll come back to
15 you with the answer.

16 And that's logical that she wouldn't know
17 everything because she doesn't know what your
18 question might or might not be. But she has
19 the ability to go back and find out and
20 research it and come back with a proper answer
21 for you.

22 MR. WILLIAMS:

23 And you just said --

24 MS. PIERRE:

25 Do you not agree with that?

1 MR. WILLIAMS:

2 Oh, I agree totally. But you just said
3 that an intelligent person would say that, let
4 me get back with you. She didn't say, let me
5 just get back with you. She said, I don't
6 know.

7 It's the three words in the front that
8 make up the statement that the point of it at
9 the end, I don't know.

10 MS. PIERRE:

11 Well, I wasn't in that meeting, so I
12 don't know. But, usually, an attorney will
13 tell you that they'll research that and
14 they'll get back to you.

15 MR. WILLIAMS:

16 Uh-huh.

17 MS. PIERRE:

18 And if she didn't say that, I think she
19 was remised in not saying that. But I'm
20 certain that, as an attorney, she was going to
21 get back to you to answer whatever questions
22 they were. And I don't know what they were.

23 MR. ECHEGOYEN:

24 There was --

25 MS. FINCHUM:

1 I have something real quick.

2 MR. ECHEGOYEN:

3 There was a question, because Misty asked
4 for --

5 MS. FINCHUM:

6 I actually asked a question myself, just
7 like you're saying, Marian. And she did say
8 that she would get back to me, and I still
9 haven't gotten an answer since our last
10 meeting. So I still have that question
11 just -- I'm still waiting. I don't want to --
12 and I don't know what to do at this point
13 except ask it again.

14 MR. CROUCH:

15 I gotcha.

16 MS. PIERRE:

17 Well, let me say, certainly, you can ask
18 it again and you can ask the present attorney
19 now --

20 MS. FINCHUM:

21 Sure.

22 MS. PIERRE:

23 -- and you can ask them that question and
24 see if that resolves or --

25 MS. FINCHUM:

1 Absolutely.

2 MS. PIERRE:

3 -- if that answers your question.

4 MS. FINCHUM:

5 I'm going to touch on that.

6 MR. ECHEGOYEN:

7 Mary (sic) has an interjection.

8 MS. LANDRY:

9 I'm sorry. Can you -- would you mind
10 asking that question, because I don't
11 remember --

12 MS. FINCHUM:

13 Absolutely.

14 MS. LANDRY:

15 I don't recall what the question was.

16 MS. FINCHUM:

17 It was talking about the fees and fines,
18 that notifications weren't being sent out
19 properly like our rules state, and they have
20 to have a 60-day notice, and those companies
21 were still being charged those fines, even
22 though they didn't receive notice. And my
23 question was, legally, can that be done since
24 those notices weren't going out and --

25 MR. BLACHE:

1 But --

2 MS. FINCHUM:

3 -- an answer wasn't available.

4 MR. BLACHE:

5 -- I recall that she did answer that
6 question and I believe it's in the minutes.

7 MR. CROUCH:

8 And I'm all about owning my mistakes.
9 I'm not going to dodge a bullet. I'm not
10 going to do it, but I'm going to tell you that
11 this room could be filled with volumes about
12 what I don't know about the law.

13 MS. FINCHUM:

14 And I completely understand that.

15 MR. CROUCH:

16 It's incredibly complicated. I've been
17 doing this for almost 40 years with the
18 Department and I've been through 14 colonels,
19 so I've been doing this a while. And there
20 are many, many times when we will be asked
21 questions that are either very technical, very
22 cutting edge. It could be from the last
23 legislature. It could be there's no judicial
24 decisions to tell us what that particular law
25 means and so forth.

1 I will say this about Adrienne, I
2 supervised five lawyers and she is, as far as
3 I'm concerned, she's a stud. Now if she
4 didn't get back to you, I can handle that.

5 MS. FINCHUM:

6 I appreciate it. There was also a second
7 question and it was about overpayments, when
8 the company overpays. I did kind of ask, what
9 are we doing about that. And the answer was
10 from Fabian, I think, as well that we don't
11 issue refunds. So that was a concern for us
12 as a Board.

13 Well, what are we going to do with that
14 money that we are actually overcollecting --
15 well, it's really an overpayment. It's not
16 really a refund. I still haven't got an
17 answer back on that either.

18 MR. CROUCH:

19 Let me make -- if I can make one more
20 kind of general comment. The easiest way for
21 us attorneys to represent you guys is through
22 a person, and that's usually the Executive
23 Director. That's who I mostly operate through
24 over there.

25 Now I will say this, we as lawyers, I am

1 employed by the State of Louisiana, but I am
2 licensed by the Supreme Court and I have to be
3 very, very careful who my client is. No
4 offense, but none of you are my client
5 individually. This Board is my client. Okay.
6 So I have to be very careful.

7 I am not going to either myself or any of
8 my attorneys get into some sort of internal --
9 some individual is going to ask me for a legal
10 opinion, and then this other individual over
11 here doesn't agree with that and there is this
12 internal dispute that's been created by my
13 opinion. Many times, I will ask the board
14 that I represent if you want a legal opinion
15 about that, I want a motion passed by the
16 entity, whatever it is, to ask for a legal
17 opinion. And I will go back and research it
18 and we'll get it to you in a very formal
19 fashion because then I own it.

20 And for me to give you instant answers
21 and to shoot from the hip so to speak, I own
22 that, whatever I've said. And so if it's on
23 the edge of what I know, I'm going to say to
24 you, not necessarily you, but whoever, I need
25 time to think about that and to look at that

1 and get back to you. And, certainly, Adrienne
2 should have gotten back to you. So we will
3 fix that.

4 MS. FINCHUM:

5 Thank you.

6 MR. BLACHE:

7 In answer to the question, when the
8 question was asked, I mentioned, I think I was
9 standing over here at the time, that the State
10 generally has a no refund policy, which has
11 been in every agency that I've ever
12 encountered that I've worked for. And I've
13 worked for a few.

14 I did go back to the rules and research
15 and found that under Chapter 3, 301D3, it
16 clearly states nonrefundable application fee
17 and fingerprint processing fee. So for those
18 companies that missed all the notices I've put
19 out about the reduction in the fingerprint
20 fees from 90.75 or whatever -- was it 90.75?

21 MS. PIERRE:

22 Ninety-two fifty.

23 MR. BLACHE:

24 Ninety-two -- okay. From 92.50 to \$88,
25 we sent out a plethora of information. We did

1 it on the website, we did it on Facebook, we
2 did it on Twitter. We sent letters.

3 MS. FINCHUM:

4 And I appreciate all that you're saying.
5 But --

6 MR. BLACHE:

7 No, I just want to -- yeah.

8 MS. FINCHUM:

9 -- from a legal standpoint, I would like
10 for our legal counsel to advise us on that as
11 well --

12 MR. BLACHE:

13 That's fine.

14 MS. FINCHUM:

15 -- just to confirm it from our
16 perspective.

17 MR. BLACHE:

18 But I just wanted to point out that it --

19 CHAIRMAN RIVERS:

20 Let me --

21 MR. BLACHE:

22 Yeah, it is in the rule.

23 CHAIRMAN RIVERS:

24 We're not talking about a 92.50 to an
25 88.50 --

1 MR. BLACHE:

2 Right.

3 CHAIRMAN RIVERS:

4 -- difference.

5 MR. BLACHE:

6 Right.

7 CHAIRMAN RIVERS:

8 We're talking about a -- what is the cost
9 of the fingerprint when we run it with the
10 State Police?

11 MR. BLACHE:

12 Uh-huh.

13 CHAIRMAN RIVERS:

14 What does that cost?

15 MR. BLACHE:

16 The individual State Police price?

17 CHAIRMAN RIVERS:

18 When we run a print, yes.

19 MR. BLACHE:

20 I can get --

21 CHAIRMAN RIVERS:

22 Okay.

23 MR. BLACHE:

24 Sharon, can you --

25 MS. VALERY:

1 It's 48.50.

2 CHAIRMAN RIVERS:

3 So we're talking about a \$48 difference
4 in money. Because from what I understand,
5 companies are paying to have a fingerprint
6 ran. But if those guards had been ran in the
7 past, we're not running those prints, so we're
8 not spending that 48.50; correct?

9 MR. BLACHE:

10 Correct. And we've advised those
11 companies --

12 CHAIRMAN RIVERS:

13 So we're taking \$48.50 --

14 MR. BLACHE:

15 -- that they should be only paying \$50
16 and not \$88.

17 CHAIRMAN RIVERS:

18 -- and not --

19 MR. BLACHE:

20 That is correct. That's correct, yes.

21 CHAIRMAN RIVERS:

22 That --

23 MR. BLACHE:

24 Yeah. And because of the nonrefundable
25 fingerprint fee, the answer to the second part

1 of your question, which is what happens with
2 that money, we're a non-state general fund
3 agency, so the funds stay with the agency.

4 Correct, Sharon?

5 MS. VALERY:

6 Right.

7 MR. BLACHE:

8 Thank you.

9 MS. PIERRE:

10 I think, you know, I think what Ritchie
11 is saying, I think it warrants some clarity.
12 Ritchie is saying that the \$48 is being
13 collected when there is no fingerprints
14 required; is that what you're saying?

15 CHAIRMAN RIVERS:

16 Yes.

17 MS. PIERRE:

18 I don't think that is the case.

19 MR. BLACHE:

20 That is incorrect. We don't invoice
21 companies for fingerprint fees.

22 CHAIRMAN RIVERS:

23 Well, and clarify me if I'm wrong, but I
24 think some people have brought in applications
25 and included that 48.50 in that application

1 packet and then we didn't have to run prints,
2 because they had already been ran. Well,
3 then, we don't reimburse that 48.50; that
4 stays in the fund; correct?

5 MR. BLACHE:

6 That's correct.

7 CHAIRMAN RIVERS:

8 Am I wrong in saying that?

9 MR. BLACHE:

10 That would be correct. And we've
11 notified companies to verify with us, and it's
12 in the policy I wrote --

13 CHAIRMAN RIVERS:

14 Right.

15 MR. BLACHE:

16 -- it's everywhere --

17 CHAIRMAN RIVERS:

18 Right.

19 MR. BLACHE:

20 -- check with us to make sure that your
21 person has been printed after May 2011; if so,
22 you only pay the app fee and the criminal
23 admin fee, which is only \$50.

24 CHAIRMAN RIVERS:

25 Right. And that, I think that was part

1 of some of the discussion where it was
2 overpayment and reimbursement.

3 MR. BLACHE:

4 I understand.

5 MS. PIERRE:

6 But let me ask you --

7 CHAIRMAN RIVERS:

8 If you overpay the State -- if you
9 overpay your income State taxes, they send you
10 a refund; am I correct?

11 MR. BLACHE:

12 Of course.

13 MR. PELLEGRIN:

14 It's a different set of rules.

15 CHAIRMAN RIVERS:

16 So that's what -- I mean that's just what
17 I was saying. I think it just needs to be
18 clarified that we were okay. And down the
19 road, we weren't going to get hit in saying
20 that we collected this money and we did not
21 spend it. That's all.

22 Nobody is saying anybody did anything
23 wrong, and he has the paperwork. But her
24 question was -- that was her question, and we
25 need to clarify that.

1 MR. CROUCH:

2 We will be glad to research that and get
3 a very clear answer for you on that.

4 MS. FINCHUM:

5 Thank you.

6 MR. CROUCH:

7 But let me do point out that you're way
8 beyond what's on your agenda for today.

9 CHAIRMAN RIVERS:

10 Okay.

11 MR. CROUCH:

12 And one other thing, by a majority vote,
13 you can amend the agenda.

14 CHAIRMAN RIVERS:

15 Right. Right.

16 MR. CROUCH:

17 Okay. You know that; right?

18 CHAIRMAN RIVERS:

19 Yes.

20 MR. CROUCH:

21 And while I've got the floor, one more
22 thing, I'm not the guy to ask ethics questions
23 because my opinion is pretty good as soiled
24 paper. I mean it's the Ethics Committee,
25 Commission on the Ethics, their opinion

1 matters.

2 And we try to get -- they try to pry
3 legal opinions out of us all the -- well, just
4 tell me what you think. Well, I can't. I
5 can't do that. I'm not going to start over in
6 another profession and lose my license by
7 rendering an opinion that I don't have the
8 authority to render. So if you have ethics
9 questions, they're very good to work with. If
10 you pick up the phone, call them, they will
11 get you stuff very, very quick.

12 Now, I rest.

13 CHAIRMAN RIVERS:

14 If there's any other questions or
15 anything you want to bring up, then we would
16 need to make a motion to change the agenda. I
17 don't know if any of you all have that or not
18 that we need to do. If not, we can move
19 forward with what we have on the agenda.

20 MR. WILLIAMS:

21 Make a motion that we move forward with
22 what we have on the agenda.

23 MS. PIERRE:

24 Second.

25 CHAIRMAN RIVERS:

1 All in favor?

2 (AYES BY ALL)

3 CHAIRMAN RIVERS:

4 Okay.

5 MR. ROBINSON:

6 So, therefore, the next thing is closing
7 remarks.

8 CHAIRMAN RIVERS:

9 Closing remarks.

10 MR. ROBINSON:

11 And then we'll go into executive session.

12 CHAIRMAN RIVERS:

13 Any closing comments from anyone? Any
14 questions from -- okay.

15 So someone make a motion to --

16 MR. ROBINSON:

17 I move that we go into executive session.

18 MS. PIERRE:

19 Second.

20 MR. PELLEGRIN:

21 Third.

22 CHAIRMAN RIVERS:

23 All in favor?

24 (AYES BY ALL)

25 CHAIRMAN RIVERS:

1 Any opposed?

2 Okay. We'll go into executive session.

3 (WHEREUPON, THE MEETING WENT INTO
4 EXECUTIVE SESSION ON SEPARATE TRANSCRIPT)

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

(WHEREUPON, THE MEETING CAME OUT OF EXECUTIVE SESSION)

CHAIRMAN RIVERS:

Okay. We can move forward. Any other discussion?

We're back in regular session, so any discussion?

1 MS. PIERRE:

2 Mr. Chairman?

3 CHAIRMAN RIVERS:

4 Yes?

5 MS. PIERRE:

6 I'd like to make a motion.

7 CHAIRMAN RIVERS:

8 Okay.

9 MS. PIERRE:

10 In light of the information that we found
11 in executive session and the direction of the
12 leadership for this Board, I'm abundantly
13 concerned. So to make sure that we have an
14 Executive Secretary that's able to act and to
15 manage his staff and to make sure that we
16 eliminate any Board interference as it relates
17 to that, be it Committee or the Board, I make
18 a motion that we rescind the vote taken on
19 June 28th appointing Mr. Ritchie Rivers as
20 Chair.

21 CHAIRMAN RIVERS:

22 Ms. Pierre has made a motion. Do we have
23 a second?

24 MR. ROBINSON:

25 We had the second in executive session,

1 so ...

2 CHAIRMAN RIVERS:

3 That doesn't matter.

4 MR. ROBINSON:

5 Second.

6 CHAIRMAN RIVERS:

7 Okay. Mr. Robinson has seconded.

8 Okay. We'll move forward to take a vote.

9 Well, let's do a roll call vote, so that way

10 ...

11 MR. BLACHE:

12 Sure. Yes.

13 Okay. Ms. Finchum?

14 MS. FINCHUM:

15 No.

16 MR. BLACHE:

17 Mr. Pellegrin?

18 MR. PELLEGRIN:

19 Yes.

20 MR. BLACHE:

21 Mr. Williams?

22 MR. WILLIAMS:

23 No.

24 MR. BLACHE:

25 Ms. Pierre?

1 MS. PIERRE:

2 Yes.

3 MR. BLACHE:

4 Mr. Robinson?

5 MR. ROBINSON:

6 Yeah.

7 MR. BLACHE:

8 Mr. Sanders?

9 MR. SANDERS:

10 Yes.

11 MR. BLACHE:

12 Ms. Landry?

13 MS. LANDRY:

14 Yes.

15 MR. BLACHE:

16 Mr. Echegoyen?

17 MR. ECHEGOYEN:

18 No.

19 CHAIRMAN RIVERS:

20 The yeses win.

21 Okay. So let's move forward. Do we have

22 a recommendation for another Chairman?

23 Somebody want to make a recommendation to

24 nominate someone?

25 MS. PIERRE:

1 I recommend that we table this until our
2 next regular Board meeting and have that
3 election then.

4 CHAIRMAN RIVERS:

5 Ms. Pierre has made a motion to table it.
6 Do we have a second on that motion?

7 MS. LANDRY:

8 I'll second it.

9 CHAIRMAN RIVERS:

10 Seconded by Ms. Landry.

11 All in favor? The roll call vote as
12 well?

13 MR. BLACHE:

14 Okay. Mr. Echegoyen?

15 MR. ECHEGOYEN:

16 Yea.

17 MR. BLACHE:

18 Ms. Landry?

19 MS. LANDRY:

20 Yes.

21 MR. BLACHE:

22 Mr. Sanders?

23 MR. SANDERS:

24 Yes.

25 MR. BLACHE:

1 Mr. Robinson?

2 MR. ROBINSON:

3 Yes.

4 MR. BLACHE:

5 Ms. Pierre?

6 MS. PIERRE:

7 Yes.

8 MR. BLACHE:

9 Mr. Williams?

10 MR. WILLIAMS:

11 Yes.

12 MR. BLACHE:

13 Mr. Pellegrin?

14 MR. PELLEGRIN:

15 Yes.

16 MR. BLACHE:

17 And Ms. Finchum?

18 MS. FINCHUM:

19 Yes.

20 CHAIRMAN RIVERS:

21 Yes. Majority, yes.

22 MR. BLACHE:

23 Mr. Rivers, yeah. I was going to ...

24 CHAIRMAN RIVERS:

25 Okay. Do we have any other discussion?

1 Any closing comments?

2 MR. ECHEGOYEN:

3 Yeah, I have one. So as a new member of
4 the Board, I came in here trying to learn as
5 much as I can of the information that I could
6 and try to put the work in to represent the
7 guys who are in my district, who are the
8 security guards, who I constantly get calls
9 from. And the comment that I wanted to make
10 is that, I know there are differences right
11 now within the group and that tensions are
12 pretty high to my view.

13 And I will say that, if we can just find
14 it within yourselves to try to figure it out
15 how to make this Board move forward without
16 any prejudice in the future of what took place
17 today, I personally will appreciate that
18 greatly. I have shown the time to come here
19 and help Fabian in all of his enterprises and
20 his plans. I look into the things that he's
21 proposed to me.

22 I call him almost every other day to ask
23 him questions about stuff that I don't know.
24 And we have pretty good conversations. I was
25 very impressed with Summer and the girl that

1 did the photocopies for us --

2 MR. BLACHE:

3 Bridgette.

4 MR. ECHEGOYEN:

5 -- with Bridgette both. I was sad to
6 learn in the beginning of Ms. Kim's situation.

7 MR. BLACHE:

8 Yes. Yes.

9 MR. ECHEGOYEN:

10 And then I was happy to know that you had
11 already taken the corrections to try to make a
12 move forward. I know that that's hard work.
13 That's something that I do in law enforcement
14 is to go and look up people's records and
15 having to do deal with people that basically
16 don't necessarily tell the truth all the time.
17 And I know that's tedious for a lot of them.

18 I am deeply saddened that the Board had
19 to take the turn that they took today. But
20 then again, I look forward to working with all
21 of you.

22 CHAIRMAN RIVERS:

23 Okay.

24 MR. ROBINSON:

25 My only thing is that I want Mark to

1 understand that I have nothing against Mark or
2 anybody on this Board. As he said, he was a
3 man when he come in, I'm a man when I come in
4 and when I go out. I've been appointed just
5 like everybody else, you know.

6 And my job is here to make sure that the
7 Government-appointed, we do what we supposed
8 to do, you know. That's all I'm saying. I
9 have no ill will against anybody.

10 MS. PIERRE:

11 And on that note, let me just say, I want
12 to work with everyone on this Board, but I
13 just want to make sure that we move this Board
14 in the correct direction, that we protect this
15 Board and the members of this Board to make
16 sure that whatever decisions that we make, we
17 make them collectively and we make them so
18 that we're following all of the rules and
19 regulations and statutes of this state.

20 And, Mr. Fabian, I'd just like to say,
21 this Board supports you in your efforts and we
22 will continue to do that. And if we find a
23 problem that we need resolved, we will come to
24 you as our Executive Secretary and to Ron to
25 make sure that we are headed in the right

1 direction. But I want you to know that this
2 Board supports the day to day activity being
3 run by the Executive Secretary of whom we pay
4 to do that.

5 We have no intentions, nor do we have the
6 time to come to your shop, and as you call it,
7 your shop, come to your shop and try to manage
8 the day to day operations of staff, interview
9 them, or get involved in salaries'
10 negotiations because that's your job. And,
11 personally, I don't want to do your job. I've
12 got enough of a job at my own shop.

13 So I think we as Board members just want
14 you to know, I think you're doing a great job.
15 I hope you continue to do that, and I hope you
16 don't leave our job for that 100 and something
17 dollar job. Give us a chance to grow here and
18 to do the things that boards do in support of
19 their agency. Thank you.

20 CHAIRMAN RIVERS:

21 I think we have a date scheduled already
22 for our next meeting.

23 MR. BLACHE:

24 I think it's September 16th, I think it's
25 a Wednesday.

1 CHAIRMAN RIVERS:

2 I'm not sure. But everybody, we already
3 have a date. So we don't need to set a date.

4 MS. PIERRE:

5 Yeah, it's set for the rest of the year.

6 CHAIRMAN RIVERS:

7 Okay. We can make a motion to adjourn
8 the meeting.

9 MR. ROBINSON:

10 Just a question. On the Ethics Committee

11 --

12 MR. CROUCH:

13 Yes, sir?

14 MR. ROBINSON:

15 -- you said there was some training,
16 someone that we could call the State Ethics
17 Committee?

18 MR. CROUCH:

19 Well, there's online training for every
20 State employee. And I think --

21 MR. ROBINSON:

22 Yeah, we took -- I think we took that.

23 MR. CROUCH:

24 If you took that, that's what you --

25 MR. ROBINSON:

1 We took that.

2 MR. CROUCH:

3 -- the certificates that you have.

4 MR. ROBINSON:

5 Right.

6 MR. CROUCH:

7 But if you have particular questions
8 about something you need an answer to or
9 something you're going to do or whatever,
10 we're really not the guys to answer that.

11 MR. ROBINSON:

12 Okay.

13 MR. BLACHE:

14 Okay. So we have to go to the Ethics
15 Commission?

16 MR. CROUCH:

17 Yeah, the Ethics Commission. And they
18 are very, very helpful, very responsive. They
19 really are.

20 MR. ROBINSON:

21 Because we want to know and do it right.

22 MR. CROUCH:

23 Because most of the time, if you ask me,
24 I'm going to call them.

25 MR. ROBINSON:

1 Right. Okay.

2 MR. CROUCH:

3 Okay.

4 MS. PIERRE:

5 Thank you.

6 MR. PELLEGRIN:

7 The only thing that I'D like to add is,
8 moving forward, kind of like Mark says, we
9 need to operate and it needs to be clear how
10 to handle the communications and transparency,
11 you know, across the Committee lines and with
12 all members of the Board. As we've learned
13 today, we're all equal and accountable for
14 that.

15 MR. ECHEGOYEN:

16 We don't have on the agenda the next
17 meeting. That's the -- I want you to know the
18 17th of September is a Sunday.

19 MR. BLACHE:

20 No, I think I was saying I thought it was
21 the 16th. It's on our website. Let me look
22 it up real quick for you because it's already
23 published.

24 MS. LANDRY:

25 Yeah, it's on the website.

1 MR. BLACHE:

2 We try to get those things up way early
3 so people know. It is September 21st.

4 MR. ECHEGOYEN:

5 Okay.

6 MR. BLACHE:

7 September 21st, 9:00 a.m.

8 MR. ROBINSON:

9 And do I have -- if I go -- if I call the
10 Ethics Committee --

11 MR. CROUCH:

12 Yes, sir?

13 MR. ROBINSON:

14 -- do I need to have a quorum to call
15 them --

16 MR. CROUCH:

17 No, sir, not the -- wait a minute.

18 MR. ROBINSON:

19 -- to train?

20 MR. CROUCH:

21 If you're talking about individual
22 ethical questions as a Board member or as an
23 individual appointed to a Board, you can call
24 them directly. If you're inquiring about an
25 ethical question for the Board, that's a

1 different deal.

2 MR. ROBINSON:

3 No, I'm talking about like training,
4 making sure we on the same track.

5 MR. SANDERS:

6 Members of the Committee.

7 MR. CROUCH:

8 Yeah, I don't know that there's training
9 other than what's online.

10 MR. ROBINSON:

11 Okay.

12 MR. CROUCH:

13 I don't. I mean --

14 MR. ROBINSON:

15 Okay.

16 MR. CROUCH:

17 -- but they could answer that question
18 for you.

19 MR. ROBINSON:

20 Okay.

21 MR. CROUCH:

22 Okay.

23 CHAIRMAN RIVERS:

24 That's what I had said earlier about, I
25 talked to the Attorney General's office, you

1 were there, Fabian, could maybe give some
2 insight --

3 MR. BLACHE:

4 Oh, you mean when you were there, okay.

5 CHAIRMAN RIVERS:

6 -- on, you know, what he's asking to make
7 sure.

8 MR. BLACHE:

9 Right. I understand.

10 MS. PIERRE:

11 And let me just comment on that,
12 Mr. Ritchie, is that any information that, any
13 decisions, any proposals or anything that
14 the -- any Committee has, they'll bring back
15 those bylaws and rules and regulations that
16 they plan before the Board, and the Board has
17 to vote on those. So whatever they do in
18 Committee --

19 CHAIRMAN RIVERS:

20 Right.

21 MS. PIERRE:

22 -- still comes before the Board for
23 ratification; am I not correct?

24 CHAIRMAN RIVERS:

25 Well, I think --

1 MR. CROUCH:

2 Yes.

3 CHAIRMAN RIVERS:

4 -- the question was to make sure that he
5 was not doing anything wrong --

6 MR. ROBINSON:

7 Yes, sir.

8 MS. PIERRE:

9 Right.

10 CHAIRMAN RIVERS:

11 -- collectively.

12 MS. PIERRE:

13 But that's why collectively, when they
14 bring them before us then, if we find that
15 something is outside of the rules and
16 regulations, then we can ask for legal counsel
17 as a Board to find out whether or not that's
18 the direction we need to go in if they have a
19 question. But, first, it is brought to the
20 Board for their recommendation.

21 MR. BLACHE:

22 Yeah, but I -- I think what you were
23 saying is like if all the members of the
24 Ethics Commission went to the Ethics
25 Commission for training, that wouldn't be a

1 meeting. You wouldn't have to --

2 MR. ROBINSON:

3 Worry about it.

4 MR. BLACHE:

5 Right. You wouldn't have to worry about
6 that.

7 MS. PIERRE:

8 No.

9 MR. ROBINSON:

10 Right.

11 MR. BLACHE:

12 Okay.

13 MS. PIERRE:

14 Wait. Hold on --

15 MR. BLACHE:

16 But if you met at a McDonald's as a
17 Committee --

18 MS. PIERRE:

19 As a Committee.

20 MR. BLACHE:

21 -- you have to post that with an agenda
22 and put the sign on the McDonald's; right?

23 MR. CROUCH:

24 Correct.

25 MR. BLACHE:

1 Am I correct?

2 MR. CROUCH:

3 Right.

4 MR. BLACHE:

5 I just wanted to be clear about that.

6 MR. ECHEGOYEN:

7 Being that we're going to regret some of
8 the decisions, would it be out of order, and I
9 guess it's a question for the Board, in
10 general, for all of you if we disband the
11 committees so we can have a new committee
12 being elected whenever the -- if you guys see
13 that we need to get the committees again?

14 CHAIRMAN RIVERS:

15 Well, I think if you have a new Chairman
16 elected, that's their discretion to appoint
17 the committees.

18 MR. CROUCH:

19 That's correct.

20 CHAIRMAN RIVERS:

21 Okay.

22 MR. ECHEGOYEN:

23 So that would be up to them?

24 CHAIRMAN RIVERS:

25 Then whoever is Chairman would appoint

1 the committees.

2 MR. ECHEGOYEN:

3 Okay.

4 MS. LANDRY:

5 Okay. And I'd like to -- may I be heard?

6 CHAIRMAN RIVERS:

7 Yes.

8 MS. LANDRY:

9 Besides the statutes, I'd like to suggest
10 that everybody maybe download a copy of
11 Robert's Rules of Parliamentary Procedure and
12 read those so that we know that we are
13 conducting our meeting in proper order,
14 because we do follow parliamentary procedure
15 at this Board.

16 MR. CROUCH:

17 Do we know for a fact that you guys
18 adopted --

19 MS. LANDRY:

20 Yeah, I thought --

21 MS. PIERRE:

22 No.

23 MS. LANDRY:

24 I thought --

25 MR. PELLEGRIN:

1 I thought it was in meetings from Frank.

2 MR. CROUCH:

3 Yeah, it was something that Frank told
4 Adrienne and I, and --

5 MS. LANDRY:

6 Right.

7 MR. CROUCH:

8 But you should have a motion in your --

9 MS. PIERRE:

10 But it's not been --

11 MR. CROUCH:

12 -- history somewhere.

13 MS. PIERRE:

14 It's never been done by this Board is
15 what he's saying.

16 MS. LANDRY:

17 Oh, in this Board?

18 MS. PIERRE:

19 Yeah.

20 MR. CROUCH:

21 Not necessarily. I mean you are bound by
22 whatever previous Boards did --

23 MS. PIERRE:

24 Correct.

25 MR. CROUCH:

1 -- but if you -- I don't know. I mean --

2 MS. LANDRY:

3 Yeah.

4 MR. CROUCH:

5 -- it's an important point because, as a
6 matter of State law, it only applies -- there
7 are very few boards and commissions where the
8 statutes says that they're bound by Robert's
9 Rules and Procedures.

10 MS. LANDRY:

11 Okay.

12 MR. CROUCH:

13 There's only two or three in the state
14 that I know of.

15 MS. LANDRY:

16 So if we were --

17 MR. CROUCH:

18 But you can adopt it for yourselves if
19 you want.

20 MS. LANDRY:

21 Okay. And so was that just a -- because
22 according to Frank's memo or his notes, we
23 were.

24 MR. CROUCH:

25 Correct.

1 MS. LANDRY:

2 But if it's not in the statute, then we
3 don't have to worry about it.

4 MR. CROUCH:

5 Yeah. I mean you can -- you can adopt it
6 or you cannot adopt it. If it was adopted in
7 the past, you're bound by it until you say,
8 no, we're not going to follow Robert's Rules
9 of Order anymore. It's not mandatory at all.

10 MS. LANDRY:

11 Okay.

12 MR. CROUCH:

13 It is mandatory if it was adopted until
14 you change the adoption. Does that make
15 sense?

16 MS. LANDRY:

17 Yeah. But how would we find that out?

18 MR. CROUCH:

19 I don't know. It would be in your
20 minutes somewhere, minutes of previous
21 meetings.

22 MR. ROBINSON:

23 But it was adopted by the previous Board,
24 so --

25 MR. CROUCH:

1 It could have been in some distant past
2 Board, because Frank represented this
3 Commission for a --

4 MR. BLACHE:

5 So I'm going to throw something out there
6 just as a thought. So could the Ethics
7 Committee put together bylaws?

8 MR. CROUCH:

9 Yes.

10 MR. BLACHE:

11 And in the bylaws say that they've used
12 Robert's Rules as the framework for how they
13 conduct their business, but the bylaws would
14 specify what could or couldn't be done?

15 MR. CROUCH:

16 Yes. And --

17 MS. PIERRE:

18 They can make that recommendation to the
19 Board for clarification.

20 MR. CROUCH:

21 -- these committees can do that and bring
22 it back to the Board, and the Board approves
23 what they want to do.

24 MR. BLACHE:

25 Okay.

1 MS. PIERRE:

2 Okay. All right.

3 MS. FINCHUM:

4 I have an agenda question real quick.

5 MR. CROUCH:

6 Now, one thing though. If the -- let's
7 say the Ethics Committee, let's say they
8 decide to adopt the application of Robert's
9 Rules and Regs, that doesn't mean the whole
10 Board. The Board will have to vote on whether
11 the Board --

12 MR. BLACHE:

13 The Board -- right.

14 MR. CROUCH:

15 -- wants to be run --

16 MR. BLACHE:

17 Yeah. That makes --

18 MR. CROUCH:

19 -- by Robert's Rules.

20 MR. BLACHE:

21 That makes sense. Okay.

22 MS. PIERRE:

23 Well, Mr. Ron, isn't that with any
24 committee; they would have to bring back their
25 recommendation to the Board --

1 MR. CROUCH:

2 Absolutely.

3 MS. PIERRE:

4 -- for ratification no matter what;
5 right?

6 MR. CROUCH:

7 Absolutely.

8 MS. PIERRE:

9 Okay.

10 MR. BLACHE:

11 Misty had a --

12 MS. FINCHUM:

13 I have a question on the agenda.
14 Whenever it list that they go into executive
15 session, does it also need to include the
16 reasoning behind the executive session
17 request?

18 MR. CROUCH:

19 It should. Yes.

20 MS. FINCHUM:

21 Because it's not on there, and so that's
22 why I wanted to ask.

23 MR. CROUCH:

24 Yeah. Now on a lot of -- I've seen a lot
25 of boards and commissions will have that as a

1 standing part of their agenda. It's never
2 been challenged that I know of.

3 MS. FINCHUM:

4 I just -- hey, we're talking about all
5 these technicalities --

6 MR. CROUCH:

7 Right.

8 MS. FINCHUM:

9 -- and I wanted to ask the question.

10 MR. CROUCH:

11 I got it.

12 MR. ROBINSON:

13 My last question.

14 MR. CROUCH:

15 Yes, sir. I doubt it, but go ahead.

16 MR. ROBINSON:

17 If we doing a phone conference with the
18 Ethics Committee, because we want to talk
19 about the rules or whatever, because we not
20 going to come to Baton Rouge every time we
21 want to talk, does that has to be --

22 MR. CROUCH:

23 No, sir, I don't think you can do that.

24 MR. ROBINSON:

25 You can't have a phone conversation?

1 MR. CROUCH:

2 No, sir.

3 MR. ROBINSON:

4 Okay.

5 MR. CROUCH:

6 The thing to do to save yourself the
7 agony of travel, why don't you schedule your
8 committee meeting --

9 MS. PIERRE:

10 On the same day as the Board.

11 MR. CROUCH:

12 -- on the same day that you have a Board
13 meeting and you can have your meeting either
14 before the Board meeting or after the Board
15 meeting.

16 MS. PIERRE:

17 That's the way they used to do it.

18 MR. CROUCH:

19 But the phone conferences, is that --
20 that's --

21 MR. ROBINSON:

22 Well, the only reason I ask, because I
23 mean if I'm gathering information, say, from
24 the Ethics Board and I want to distribute to
25 them for their opinion at the Board meeting, I

1 guess that's what I want to find out.

2 MR. CROUCH:

3 And that -- the way to do that is what
4 you learned in your inquiry from the Ethics
5 Commission, including it on the agenda, okay,
6 what's going to be discussed at our meeting is
7 what I learned from the Ethics Commission.

8 MR. ROBINSON:

9 Okay.

10 MR. CROUCH:

11 And that could be distributed before the
12 meeting so that everybody can understand
13 what's going to be discussed.

14 MR. ROBINSON:

15 Because right now, we don't have a
16 committee; am I right?

17 MR. CROUCH:

18 You don't have a Committee?

19 CHAIRMAN RIVERS:

20 You do have a Committee.

21 MR. ROBINSON:

22 Oh, it's still up?

23 MS. PIERRE:

24 Yeah.

25 MR. ROBINSON:

1 Oh, okay. We don't --

2 MR. ECHEGOYEN:

3 Until the new elected Chairman decides to
4 change that, if they decide to change that.

5 MR. ROBINSON:

6 Oh, okay.

7 MR. ECHEGOYEN:

8 And then you will have a new elected
9 committee.

10 MR. CROUCH:

11 Yeah. And I will say, that's unusual as
12 well. You -- there's nothing illegal about
13 that. But, generally, like for example, The
14 Uniform Construction Code Council or these
15 other councils, the Board as a whole will
16 establish what committees exist and whose on
17 them as opposed to the Chairperson. There's
18 nothing wrong with that.

19 CHAIRMAN RIVERS:

20 That's the way it's stated in our laws.

21 MR. CROUCH:

22 I got it. It's stated that's in your
23 rules. Yeah. So like I said, there's nothing
24 illegal about that. It's just ...

25 MS. PIERRE:

1 Thank you. Can we adjourn, Mr. Chairman?

2 CHAIRMAN RIVERS:

3 Any others? Want to make a motion to
4 adjourn?

5 MS. PIERRE:

6 Second.

7 CHAIRMAN RIVERS:

8 All in favor?

9 (AYES BY ALL)

10 (WHEREUPON, THE MEETING ADJOURNED)

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 R E P O R T E R ' S C E R T I F I C A T E

2 I, KELLY S. PERRIN, a Certified Court
3 Reporter, Certificate #23035, in good standing with
4 the State of Louisiana, as the officer before whom
5 this meeting was taken, do hereby certify that the
6 foregoing 70 pages;

7 That this testimony was reported by me in
8 stenographic machine shorthand by Computer-Aided
9 Transcription, transcribed by me or under my
10 personal direction and supervision, and is a true
11 and correct transcript to the best of my ability
12 and understanding;

13 That the transcript has been prepared in
14 compliance with transcript format guidelines
15 required by statute or by rules of the board, that
16 I have acted in compliance with the prohibition on
17 contractual relationships, as defined by Louisiana
18 Code of Civil Procedure Article 1434 and in rules
19 and advisory opinions of the board; that I am not
20 of counsel nor related to any person participating
21 in this cause and am in no way interested in the
22 outcome of this event.

23

24

25

1 This certification is valid only for a
2 transcript accompanied by my handwritten or digital
3 signature and the image of my State-authorized seal
4 on this page.

5 Signed:

6

7 KELLY S. PERRIN,CCR

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25