

LOUISIANA BOARD OF ETHICS
MINUTES
December 14, 2018

The Board of Ethics met on December 14, 2018 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 Bruneau, Couvillon, Dittmer, Lavastida, Leggio, McAnelly, Meinert, Roberts and Smith. present. Absent was Board Member Colomb. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, David Bordelon, Jennifer Land, Suzanne Mooney, Brett Robinson and Greg Thibodeaux.

The Board considered a request for reconsideration in Docket No. 17-267 of a waiver of the \$1,500 late fee assessed against Trudy Luke, member of the Louisiana Crab Task Force, for filing her 2014 Tier 2.1 Annual personal financial disclosure statement 146 days late. On motion made, seconded and unanimously passed, the Board temporarily deferred consideration of the matter.

The Board considered a request for reconsideration in Docket No. 18-485 of the Board's suspension of all but \$400 of a \$1,500 late fee assessed against Carlos J. Sam, a former member of the BREC Board of Directors (serving from May, 2010 - December, 2015) and Teachers' Retirement System (serving from November, 2011 - July, 2015), for filing his 2015 Tier 2.1 Annual personal financial disclosure statement 122 days late. The Board declined to take any action with respect to the reconsideration request since Mr. Sam paid the \$400 late fee.

Board Member Colomb arrived at the meeting at 9:18 a.m.

Mr. Stephen Irwin Singer, a former board member with the Public Defender Board, appeared before the Board in connection with a request in Docket No. 18-887 for a waiver of the \$1,500 late fee assessed against him for filing his 2016 Tier 2.1 Annual personal financial disclosure statement

161 days late. After hearing from Mr. Singer, on motion made, seconded and unanimously passed, the Board waived the \$1,500 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 18-1332 for a waiver of the \$2,000 late fee assessed against Kenneth P. Garrett, Sr., a candidate for State Representative, District 102 in the October 24, 2015 election, for failure to amend the 2017 Supplemental campaign finance disclosure report to accurately disclose the required information. On motion made, seconded and unanimously passed, the Board temporarily deferred consideration of the matter.

Ms. Cheri M. Gioe, with Children's Trust fund, appeared before the Board in connection with a request in Docket No. 18-1348 for a waiver of the \$1,500 late fee assessed against her for filing her 2016 Tier 2.1 Annual personal financial disclosure statement 189 days late. After hearing from Ms. Gioe, 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 reporting requirements under the Code of Governmental Ethics.

Mr. Kenneth P. Garrett, Sr., a candidate for State Representative, District 102 in the October 24, 2015 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 18-1332 for a waiver of the \$2,000 late fee assessed against him for failure to amend the 2017 Supplemental campaign finance disclosure report to accurately disclose the required information. After hearing from Mr. Garrett, on motion made, seconded and unanimously passed, the Board declined to waive the \$2,000 late fee.

The Board considered a request for reconsideration in Docket No. 17-267 of a waiver of the

\$1,500 late fee assessed against Trudy Luke, member of the Louisiana Crab Task Force, for filing her 2014 Tier 2.1 Annual personal financial disclosure statement 146 days late. On motion made, seconded and unanimously passed, the Board continued the matter.

Ms. Nicole Boudreaux, with the Council for the Development of French in Louisiana (CODOFIL), appeared before the Board in connection with a request in Docket No. 18-1343 for a waiver of the \$1,500 late fee assessed against her for filing her amended 2016 Tier 2.1 Annual personal financial disclosure statement 94 days late. After hearing from Ms. Boudreaux, on motion made, seconded and unanimously passed, the Board waived the \$1,500 late fee.

Mr. Henry Olinde, attorney for the West Feliciana Fire Protection District No. 1, and Mr. Tommy Loyocano, a member of the West Feliciana Fire Protection District No. 1 Board of Commissioners, appeared before the Board in connection with a request for an advisory opinion in Docket No. 18-1419 regarding whether Acadian Ambulance Service can lease property from the West Feliciana Fire Protection District No. 1, at a time when a board member, Mr. Loyocano, is employed by Acadian Ambulance Service. After hearing from Mr. Olinde and Mr. Loyocano, on motion made, seconded and unanimously passed, the Board deferred the matter to the January meeting in order to obtain additional information.

Ms. Barbara Baier, General Counsel for the Louisiana Public Defender Board, appeared before the Board in connection with a request for an advisory opinion in Docket No. 18-1417 regarding whether an attorney working as an independent contractor with a Public Defender's Office in any given judicial district court throughout Louisiana is required to complete a minimum of one hour of ethics training annually pursuant to La. R.S. 42:1170A(3)(a)(i). After hearing from Ms. Baier, on motion made, seconded and unanimously passed, the Board concluded that La. R.S.

42:1170A(3)(a)(i) applies to contract attorneys, whether part-time or full-time, who serve as public defenders or indigent defenders for people considered indigent since they are providing a governmental function. However, La. R.S. 42:1170A(5) would not require a person who is a former public servant and whose public service in a calendar year lasted less than ninety days to complete the required ethics training.

The Board recessed at 10:54 a.m. and resumed back into general business session at 11:09 a.m.

On motion made, seconded and unanimously passed, the Board agreed to on items G7-G26 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 G7-G26, excluding Items G21 and G23, taking the following action:

Adopted an advisory opinion in Docket No. 18-1179 concluding that no violation of the Code of Governmental Ethics is presented by Crystal Faison, a Chisholm Compliance Coordinator with Louisiana Department of Health (LDH), becoming employed as a Regulatory Compliance Analyst/Officer/Consultant/Manager with a managed care organization or healthcare provider following the termination from her position as a Chisholm Compliance Coordinator with LDH, provided that her new employment would not require that she work on those specific matters she participated in while she was employed with LDH. The Board further advised that should Ms. Faison's work with a managed care organization or healthcare provider include Chisholm Compliance or Prior Authorization Liaison matters that she had worked on while employed with LDH, then the Code of Governmental Ethics would prohibit her from such work for two years from the termination of her public employment.

Adopted an advisory opinion in Docket No. 18-1198 concluding that no violation of the Code of Governmental Ethics is presented by Jefferson Dollars for Scholars providing gifts to public school employees who participate as coordinators for school fundraisers organized by Dollars for Scholars, provided that the gift incentives are for classroom use only.

Adopted an advisory opinion in Docket No. 18-1279 in connection with a potential conflict of interest involving the need for an easement on land owned by Jerry Savoy, a Pontchartrain Levee District (PLD) Commissioner, concluding that while the provisions of the Code of Governmental Ethics do not address the PLD's actions with respect to the acquisition or acceptance of a donation of an easement of property from Commissioner Savoy, Section 1113B of the Code of Governmental Ethics would prohibit Commissioner Savoy from entering in an agreement with the PLD for the acquisition of the easement. However, the exception found in Section 1123(30) of the Code of Governmental Ethics would allow Commissioner Savoy to donate a servitude over his land as a servitude, the "use of immovable property" is defined as a service. The Board further cautioned Commissioner Savoy to seek an advisory opinion before he participates in any transaction with his agency in which he may have a substantial economic interest as his actions may violate Section 1112 of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 18-1286 concluding that Section 1119B of the Code of Governmental Ethics would prohibit the employment of Esther Jean Watson by the Catahoula Parish School Board as a Child Welfare and Attendance/Visiting Teacher, while her sister, Dorothy Watson, serves as a member of the Catahoula Parish School Board, since Esther Jean Watson would be not teaching in a classroom.

Adopted an advisory opinion in Docket No. 18-1295 with respect to the application of the

Code of Governmental Ethics to Mark Borrel, a member of the Avoyelles Parish Police Jury, and his brother's company, Borrel Engineering, concluding that (1) Section 1113A(1)(a) of the Code of Governmental Ethics would prohibit Rene Jean Luc Borrel/Borrel Engineering from providing services pursuant to an Intergovernmental Agreement between the Avoyelles Parish Police Jury and the Town of Bunkie or the City of Marksville during the time that Mark Borrel serves as a member of the Avoyelles Parish Police Jury; and, (2) no violation of the Code of Governmental Ethics would be presented by a limited liability company in which Rene Jean Luc Borrel/Borrel Engineering is a partial owner, with an ownership interest of less than twenty-five percent, contracting with the Avoyelles Parish Police Jury while Mark Borrel serves as a member of the Avoyelles Parish Police Jury. However, Rene Jean Luc Borrel/Borrel Engineering would be prohibited from performing the services pursuant to the contract. The Board further advised that Mark Borrel, in his capacity as a member of the Avoyelles Parish Police Jury, should recuse himself from voting on any matters concerning a potential contract with Rene Jean Luc Borrel/Borrel Engineering. Section 1112B(1) of the Code of Governmental Ethics provides that no public servant shall participate in a transaction involving the governmental entity in which, to his actual knowledge, any member of his immediate family has a substantial economic interest. Section 1120 of the Code of Governmental Ethics provides that any elected official, who is required to vote on a matter in violation of Section 1112 of the Code of Governmental Ethics, must recuse himself from voting. The elected official is not prohibited from participating in discussion and debate concerning the matter provided he verbally discloses the nature of the conflict or potential conflict prior to his participation in the discussion or debate and prior to any vote being taken. Additionally, Section 1114 of the Code of Governmental Ethics would require Rene Jean Luc Borrel to annually disclose by May 15th the income that he and

the limited liability company receive from Avoyelles Parish while his brother serves as member of the Avoyelles Parish Police Jury.

Adopted an advisory opinion in Docket No. 18-1303 concluding that no violation of the Code of Governmental Ethics is presented by Charles McCrary assisting persons with residential or commercial plans for compensation which would be submitted to the Baton Rouge Department of Public Works Inspection Division (Inspection Division), following his departure from the Inspection Division, so long as the plans were not originally reviewed or evaluated by him as an employee of the Inspection Division. However, Section 1121B of the Code of Governmental Ethics would prohibit Mr. McCrary from contracting, personally or through a third party, with the Inspection Division to provide any services to, for, or on behalf of it for two years following the date of his termination from the Inspection Division, if he provided those services as an employee of the Inspection Division.

Adopted an advisory opinion in Docket No. 18-1304 concluding that Section 1113A(1)(a) of the Code of Governmental Ethics would prohibit Marsha Siebert, a nurse practitioner who is the wife of Jimmy Siebert, the Chief Nursing Officer at Riverside Medical Center, from providing services at Riverside while employed by Riverside Emergency Physician Partners, LLC (REPP), which has a contract to provide medical coverage and management for Riverside Medical Center's emergency department. However, the Code of Governmental Ethics would not prohibit Marsha Siebert from providing services to other healthcare providers while employed with REPP or other departments at Riverside not within the agency of her husband, Jimmy Siebert, since the exception in Advisory Opinion #82-02D would apply to Mrs. Siebert, as she is a wage-earning employee whose salary is unaffected by the contract between REPP and Riverside, she has no ownership

interest, and is not an officer, director, trustee or partner of REPP. Therefore, her employment with REPP and her providing services to healthcare providers other than Riverside would not be prohibited. The Board further advised that Section 1114 of the Code of Governmental Ethics requires Marsha Siebert to file a statement every May 15th disclosing the income received from REPP in the prior calendar year while her husband serves as the Chief Nursing Officer at Riverside Medical Center.

Adopted an advisory opinion in Docket No. 18-1306 concluding that no violation of the Code of Governmental Ethics is presented by Darleen M. Jacobs serving on the PAC/Legislative Committee of the Louisiana Oil Marketers Association while she serves as the secretary-treasurer of the Louisiana Auctioneer Licensing Board.

Adopted an advisory opinion in Docket No. 18-1329 concluding that no violation of the Code of Governmental Ethics is presented by the La. Tech Early Childhood Education Center redeeming points to purchase books from Scholastic, since the books become the property of the school and no individual public employee is receiving any of the items.

Adopted an advisory opinion in Docket No. 18-1334 concluding that Section 1119B of the Code of Governmental Ethics would prohibit Jermaine Prater, the sister of two members of the Cottonport Board of Aldermen, from being employed by the Cottonport Police Department, since the position is under the supervision of the Cottonport Board of Aldermen.

Approved the disqualification plan in Docket No. 18-1335 submitted by M. Bofill Duhe, District Attorney for the 16th Judicial District, regarding Lisa Miller and her daughter, Raven Miller Boudreaux, two employees of the District Attorney's Office in the 16th Judicial District, since the supervision of Raven Miller Boudreaux would be handled by either the managing Assistant District

Attorney in St. Mary Parish or the First Assistant District Attorney and Lisa Miller would not be participating in matters involving the district attorney's office and her daughter.

Adopted an advisory opinion in Docket No. 18-1336 concluding that no violation of the Code of Governmental Ethics is presented by the use of the North Louisiana Criminalistics Laboratory's facilities and equipment by an expert witness in post-conviction litigation, since the issue involves the appropriate use of public resources. The Board further suggested that Suzanne Williams, Caddo Parish District Attorney, contact the Attorney General's Office to consider whether allowing the independent expert witness to review the evidence in the North Louisiana Criminalistics Laboratory is the appropriate use of public resources.

Adopted an advisory opinion in Docket No. 18-1413 concluding that no violation of the Code of Governmental Ethics is presented by Tressa Miller, an appointed member of the St. Landry Parish Sales and Use Tax Commission, participating in contractual matters that come before the Tax Commission involving her employer, the St. Landry Parish School Board, including discussion or voting on the termination or re-negotiation of the Sales and Use Tax Agreement currently in effect between the Tax Commission and the St. Landry Parish School Board, since the school board is not a person as defined in Section 1102(16) of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 18-1414 concluding that no violation of the Code of Governmental Ethics is presented by Cynthia Sylvain-Lear, the Director of Sanitation for the City of New Orleans, accepting a monetary award given by Keep Louisiana Beautiful and donating it to the Department of Sanitation if she so chooses, since the exceptions found in Sections 1123(2)(a) and 1123(30) of the Code of Governmental Ethics are applicable in this situation.

Adopted an advisory opinion in Docket No. 18-1418 concluding that no violation of the Code

of Governmental Ethics is presented by Gene Gibson being appointed to the Board of Commissioners for the Webster Fire District 8 while his brother, Terry Gibson, serves as the Fire Chief for the Fire District, since Terry Gibson is a volunteer who receives no compensation for the firefighting services and since Terry Gibson has been employed with the Fire District longer than one year. The Board further advised that Section 1112B of the Code of Governmental Ethics would prohibit Gene Gibson from participating in any transaction in which his brother would have a substantial economic interest.

Adopted an advisory opinion in Docket No. 18-1420 concluding that Section 1111C(2)(d) of the Code of Governmental Ethics would prohibit Ronald Scott, an employee of the Town of Gramercy, from providing backflow preventer services to businesses in the town while those entities are regulated by the Town of Gramercy. The Board further advised that Mr. Scott would not be prohibited from providing backflow preventer services to businesses outside of the Town of Gramercy.

Adopted an advisory opinion in Docket No. 18-1421 concluding that no violation of the Code of Governmental Ethics is presented by Kim Nesmith, an employee of the Louisiana Department of Education (DOE), providing contract services to Future of Privacy Forum to assist other state departments of education, since Ms. Nesmith will not use materials she created in her public capacity, her position does not require her to provide services to agencies of other states, and her agency, the DOE, does not provide these services to other states.

Adopted an advisory opinion in Docket No. 18-1422 with respect to post-employment restrictions applicable to Danielle Aymond, former Executive Counsel for the Governor's Office of Homeland Security and Emergency Preparedness (GOHSEP), following the termination of her

employment with GOHSEP, concluding that Ms. Aymond, as Executive Counsel, was an agency head over the GOHSEP Appeals and Legal Services Sections. Sections 1121A and 1121B of the Code of Governmental Ethics do not prohibit her from assisting local governmental entities in matters involving GOHSEP. However, for a period of two years following the termination of her employment with GOHSEP, she is prohibited from assisting Baker Donelson or private clients, for compensation, in matters involving the Appeals and Legal Services Section, even appeals that are submitted to GOHSEP and forwarded to FEMA for processing. Also, Section 1121B of the Code of Governmental Ethics prohibits her from assisting Baker Donelson or a private a client, for compensation, in a transaction in which she participated during her public employment. Finally, since Ms. Aymond stated that GOHSEP is not involved in the arbitration process, she would not be prohibited from assisting private clients and Baker Donelson in those matters, provided she did not participate in the matter as a public employee.

In connection with an Answer in Docket No. 18-1431 submitted by Richard Hagey, a former member of the Louisiana Auto Theft and Insurance Fraud Prevention Authority, instructed the staff to advise Mr. Hagey that he must file a 2017 Tier 2.1 Annual personal financial disclosure statement, since he was a member of the Louisiana Auto Theft and Insurance Fraud Prevention Authority in 2018 and that failure to file may result in the assessment of late fees. The Board also instructed the staff to advise Mr. Hagey that he must file a 2018 Tier 2.1 Annual personal financial disclosure statement by May 15, 2019.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the November 15-16, 2018 meetings.

The Board considered a proposed consent opinion in Docket No. 13-1383 regarding the employment of Otis Jones with the Lincoln Parish School Board while his father, Eddie Jones, served as a member of the Lincoln Parish School Board. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Eddie M. Jones and Otis Jones agree that a violation of Section 1119B of the Code of Governmental Ethics occurred by virtue of the employment of Otis Jones by the Lincoln Parish School Board while Eddie M. Jones served as a member of the Lincoln Parish School Board and in which Eddie Jones and Otis Jones agree to pay joint fine of \$1,000 with \$500 to be paid by Eddie Jones in five (5) equal monthly installments of \$100 each with the first payment due and owing on July 15, 2018 and the final payment due and owing on November 15, 2018 and with \$500 to be paid by Otis Jones in five (5) equal monthly installments of \$100 each with the first payment due and owing on July 15, 2018 and the final payment due and owing on November 15, 2018 and that in the event of a failure to pay, the Board may file suit to compel immediate payment of any balance due. The Board further dismissed the charges against Eddie Jones and Otis Jones pending before the Ethics Adjudicatory Board (EAB).

The Board considered a proposed consent opinion in Docket No. 15-885 regarding the receipt of funds by Rebecca Murley from Project Celebration while being employed by Northwestern State University. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Rebecca Murley agrees that a violation of Section 1111A(1)(a) of the Code of Governmental Ethics occurred by virtue of her receipt of a \$4,000 check from the Project Celebration account at Mid-South Bank operated by Project Celebration, Inc. to which she was not duly entitled to receive for services she performed as a public employee of Northwestern State University's Gulf States Regional Center for Public Safety Innovations and in which Ms. Murley

agrees to pay a fine of \$2,000 in twelve (12) monthly installments of \$166.67, with the final payment being \$166.63, pursuant to the terms and conditions as set forth in the Confession of Judgment and that in the event of a failure to pay, the Board may file suit to compel immediate payment of any balance due. The Board further dismissed the charges against Rebecca Murley pending before the Ethics Adjudicatory Board (EAB).

The Board considered a proposed consent opinion in Docket No. 15-1173 regarding Bridgette Clark and Clark Entities contracting with Vision Academy Charter School while Ms. Clark's sister, LaToya Jackson, served as the CEO of the Vision Academy Charter School. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Bridgette Clark and Clark Entities, LLC, of which Bridgette Clark is the sole member and owner, agree that a violation of Section 1113A(1) of the Code of Governmental Ethics occurred by entering into multiple contracts and transactions with the Vision Academy while her sister, LaToya Jackson, served as the Charter School Director and Executive Director of the Learning Solutions, Inc./Vision Academy and in which Ms. Clark and Clark Entities, LLC agree to pay a fine of \$5,000 and that in the event of a failure to pay, the Board may file suit to compel immediate payment of any balance due. The Board further dismissed the charges against Bridgette Clark and Clark Entities pending before the Ethics Adjudicatory Board (EAB).

The Board considered a proposed consent opinion in Docket No. 16-017 regarding Arnold Bellow participating in a Lake Charles Police Department employee receiving compensation while on-duty but physically attending college. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Arnold Bellow, in his capacity as Captain of the Detectives Division within the Lake Charles Police Department and as the immediate

supervisor of Jeanine Blaney, agrees that (1) a violation of Section 1161F of the Code of Governmental Ethics occurred by virtue of his knowingly signing and approving Jeanine Blaney's inaccurate daily attendance and overtime logs for the Lake Charles Police Department; thereby, compensating Ms. Blaney for hours in which she provided no work related services on behalf of the Lake Charles Police Department; and, (2) a violation of Section 1117 of the Code of Governmental Ethics occurred by signing and approving Jeanine Blaney's inaccurate work attendance logs for the Lake Charles Police Department; thereby, approving compensation to be given to Ms. Blaney for hours in which she provided no work related services on behalf of the Lake Charles Police Department and for which Ms. Blaney was prohibited from receiving and in which no fine is to be imposed. The Board further dismissed the charges against Arnold Bellow pending before the Ethics Adjudicatory Board (EAB).

The Board considered proposed consent opinions in Docket No. 16-468 regarding violations of the Code of Governmental Ethics by John Crow, Tommy Futch, Futch & Crow, and Jeanna Smith, members of the D'Arbonne Woods Charter School Board. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinions in which (1) Tommy Futch and Futch & Crow, L.L.C., through Tommy Futch's fifty percent ownership in Futch & Crow, L.L.C., agree that a violation of Section 1111C(2)(d) of the Code of Governmental Ethics occurred by virtue of Futch & Crow, L.L.C.'s receipt of both \$18,000 and \$1,500 for the lease of rental property owned by Futch & Crow, L.L.C. to Couture Tees Company, L.L.C., who had or was seeking to have a business, contractual or financial relationship with Tommy Futch's agency, D'Arbonne Woods Charter School, at a time when Tommy Futch was a member of the Board of Directors of D'Arbonne Woods Charter School; (2) John Crow and Futch & Crow, L.L.C., through John Crow's

fifty percent ownership in Futch & Crow, L.L.C., agree that a violation of Section 1111C(2)(d) of the Code of Governmental Ethics occurred by virtue of Futch & Crow, L.L.C.'s receipt of \$1,500 for the lease of rental property owned by Futch & Crow, L.L.C. to Couture Tees Company, L.L.C., who had or was seeking to have a business, contractual or financial relationship with John Crow's agency, D'Arbonne Woods Charter School, at a time when John Crow was a member of the Board of Directors of D'Arbonne Woods Charter School; and, (3) Jeanna Smith agrees that a violation of Section 1111C(2)(d) of the Code of Governmental Ethics occurred by virtue of her receipt of compensation in the years 2014, 2015 and 2016 for services rendered to Couture Tee Company, L.L.C., as an employee of the Couture Tee Company, L.L.C., while Couture Tee Company had or was seeking to have a business relationship with her agency, D'Arbonne Woods Charter School, at a time when she was a member of the Board of Directors for D'Arbonne Woods Charter School and in which Tommy Futch, John Crow, Futch & Crow, L.L.C. and Jeanna Smith agree to pay a fine of \$500 each and that in the event of a failure to pay, the Board may file suit to compel immediate payment of any balance due. The Board further dismissed the charges against John Crow, Tommy Futch, Futch & Crow, and Jeanna Smith pending before the Ethics Adjudicatory Board (EAB).

The Board considered a proposed consent opinion in Docket No. 17-099 regarding Agnes Guillory, Director of the Allen Parish Library system, participating and supervising her husband, Michael Guillory, while he was employed by the Allen Parish Library. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Agnes Guillory, in her capacity as the Director of the Allen Parish Library System, agrees that a violation of (1) Section 1112A of the Code of Governmental Ethics occurred by virtue of her approval of fifteen mileage reimbursements to her husband, Michael Guillory, totaling \$3,132.96, at a time when

she had a substantial economic interest in his receipt of the mileage reimbursements; and, (2) Section 1112B(1) of the Code of Governmental Ethics occurred by virtue of her approval of fifteen mileage reimbursements to her husband, Michael Guillory, totaling \$3,132.96, at a time when Michael Guillory had a substantial economic interest in his receipt of the mileage reimbursements and in which Ms. Guillory agrees to pay a fine of \$1,500 and that in the event of a failure to pay, the Board may file suit to compel immediate payment of any balance due. The Board further dismissed the charges against Agnes Guillory pending before the Ethics Adjudicatory Board (EAB).

The Board considered a proposed consent opinion in Docket No. 17-512 regarding Michael Beadle, the Facilities Manager of the Amelia Community Center, receiving compensation from Gulf Coast Wrestling while it had a business relationship with the Amelia Community Center. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Michael Beadle, while serving as the manager of the Amelia Community Center Recreational and Park, agrees that a violation of Section 1111C(2)(d) of the Code of Governmental Ethics occurred by virtue of his receipt of \$400 for services rendered to Gulf Coast Wrestling, Inc. for his participation in wrestling events while Gulf Coast Wrestling, Inc. had a contractual or other business or financial relationship with the Amelia Community Center Recreational and Park and in which Michael Beadle agrees to pay a fine of \$400 and that in the event of a failure to pay, the Board may file suit to compel immediate payment of any balance due.

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 and committees 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 taking the following action:

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 18-1159 for a waiver of the \$1,000 late fee assessed against Janise Anthony, a candidate for St. Martinville City Council in the March 24, 2018 election, for filing the 40-G campaign finance disclosure report 84 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,000 late fee but suspended \$900 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 unanimously declined to waive the late fees assessed against the following:

Docket No. 18-1331 from International Union of Operating Engineers of a \$600 late fee; Docket No. 18-1354 from Randy Nunez of a \$2,000 late fee and a \$480 late fee; and, Docket No. 18-1415 from Harold Brooks, Jr. of a \$320 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 18-1416 for a waiver of the \$3,000 late fee assessed against Medicine LA PAC, LLC, a political action committee, its committee's chairperson, Steve Spedale, and treasurer, Dale Coffman, for filing the 90-P campaign finance disclosure report 47 days late in connection with the November 6, 2018 election. On motion made, seconded and unanimously passed, the Board rescinded the \$3,000 late fee, since Medicine LA PAC, LLC made a \$500 contribution to Representative Julie Stokes prior to her declaring that she would run in the Special election for Secretary of State. Therefore, the late fee for the 90-P campaign finance disclosure report should not have been assessed.

On motion made, seconded and unanimously passed, the Board adopted the staff

recommendations on the items in the Lobbyist Waiver Chart taking the following action:

The Board considered a request in Docket No. 18-1411 for a waiver of the \$100, \$50 and \$1,500 late fees assessed against Sarah Omojola for the late filing of a Supplemental Registration, June 2018 Lobbying Expenditure Report and a second Supplemental Registration. On motion made, seconded and unanimously passed, the Board (1) declined to consider the waiver request with respect to the \$100 and \$50 late fees; and, (2) declined to waive the \$1,500 late fee but suspended the entire late fee based upon future compliance with the Lobbyist Disclosure Act.

The Board considered a request in Docket No. 18-1412 for a waiver of the \$1,500 late fee assessed against Mark West for the late filing of a Supplemental Registration Report. On motion made, seconded and unanimously passed, the Board rescinded the \$1,500 late fee, since Mr. West was simply appointed by the Louisiana Municipal Association (LMA) to serve on a task force, not employed or compensated to act in a representative capacity for the LMA, nor did he make any expenditures on behalf of the LMA. Therefore, it does not appear that Mr. West was required to supplement his lobbyist registration report to add the LMA.

The Board unanimously agreed to take action on the requests for “good cause” waivers of late fees assessed against individuals 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. 18-1300 and 18-1343, taking the following action:

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

Docket No. 18-1339 from Patrick O’Neal Johnson of a \$1,500 late fee; and,

Docket No. 18-1428 from Christina LaBove of two (2) \$1,500 late fees.

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

Docket No. 18-1338 from Penny Douglas-Williams of a \$1,300 late fee;
Docket No. 18-1340 from Michelle Carter of a \$150 late fee;
Docket No. 18-1346 from William Joubert of a \$100 late fee;
Docket No. 18-1350 from Kathleen Valdetero of an \$800 late fee; and,
Docket No. 18-1430 from Jesse Smith of a \$600 late fee.

The Board considered an untimely request in Docket No. 18-1189 for a waiver of the \$1,250 late fee assessed against Peter Cannizzaro, with the St. Tammany Parish Recreation, District #12, for filing his 2016 Tier 2.1 Annual personal financial disclosure statement 25 days late and a timely request for a waiver of the \$1,500 late fee assessed for filing his amended 2016 Tier 2.1 Annual personal financial disclosure statement 69 days late. On motion made, seconded and unanimously passed, the Board (1) declined to waive the \$1,250 late fee but suspended \$1,050 conditioned upon future compliance with the reporting requirements under 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; and, (2) declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

The Board considered a request in Docket No. 18-1297 for a waiver of the \$2,500 late fee assessed against Chris Workman, with the Washington Parish Council, for filing his amended 2016 Tier 2 Annual personal financial disclosure statement 155 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics, since it was Mr. Workman's first late filing and it involved an amendment.

The Board considered a request in Docket No. 18-1298 for a waiver of the \$1,500 late fee assessed against Wynn T. Harvey, with the Louisiana Board of Chiropractic Examiners, for filing his 2016 Tier 2.1 Annual personal financial disclosure statement 231 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$450 conditioned upon future compliance with the reporting requirements under 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,

The Board considered a request in Docket No. 18-1299 for a waiver of the \$1,500 late fee assessed against Delores Eileane Cameron LeBaron, with the Montgomery Town Council, Grant Parish, for filing her amended 2016 Tier 3 Annual personal financial disclosure statement 90 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 reporting requirements under the Code of Governmental Ethics, since it was Ms. LeBaron's first late filing and it involved an amendment.

The Board considered a request in Docket No. 18-1301 for a waiver of the \$200 late fee assessed against Videssa Lillania Morris-Owens, with the Northeast Claiborne Charter School Board, for filing her 2016 Tier 3 Annual personal financial disclosure statement 4 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$200 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics, since it was Ms. Morris-Owens' first late filing.

The Board considered a request in Docket No. 18-1337 for a waiver of the two (2) \$1,500 late fees assessed against Mark Wayne Allen, with the Merryville Board of Aldermen, Beauregard

Parish, for filing his amended 2016 Tier 3 Annual personal financial disclosure statement and amended 2017 Tier 3 Candidate personal financial disclosure statement 178 and 178 days late, respectively. On motion made, seconded and unanimously passed, the Board declined to waive the two (2) \$1,500 late fees but suspended the entire late fees conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics, since it was Mr. Allen's first late filings and both involved amendments.

The Board considered a request in Docket No. 18-1341 for a waiver of the \$350 late fee assessed against Antionette Arrington Shields, with the St. Joseph Board of Aldermen, Tensas Parish, for filing her 2016 Tier 3 Annual personal financial disclosure statement 7 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$350 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics, since it was Ms. Shields' first late filing.

The Board considered a request in Docket No. 18-1342 for a waiver of the \$1,500 late fee assessed against Anthony Zaunbrecher, with the Council for the Development of French in Louisiana, for filing his 2016 Tier 2.1 Annual personal financial disclosure statement 254 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$450 conditioned upon future compliance with the reporting requirements under 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.

The Board considered a request in Docket No. 18-1344 for a waiver of the \$150 late fee assessed against Dr. Larry Proctor, with D'Arbonne Woods Charter School Board, for filing his amended 2016 Tier 3 Annual personal financial disclosure statement 3 days late. On motion made,

seconded and unanimously passed, the Board declined to waive the \$150 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics, since it was Dr. Proctor's first late filing and it involved an amendment.

The Board considered a request in Docket No. 18-1345 for a waiver of the \$50 late fee assessed Michael Pool, former Chief of Police, Town of Eros, Jackson Parish, for filing his 2016 Tier 3 Annual personal financial disclosure statement 1 day late. On motion made, seconded and unanimously passed, the Board declined to waive the \$50 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics, since it was Mr. Pool's first late filing and he is no longer in office.

The Board considered a request in Docket No. 18-1347 for a waiver of the \$1,500 late fee assessed against Amanda Mars, with the Animal Welfare Commission, for filing her amended 2016 Tier 2.1 Annual personal financial disclosure statement 93 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 reporting requirements under the Code of Governmental Ethics, since Ms. Mars served less than a year and it involved an amendment.

The Board considered a request in Docket No. 18-1349 for a waiver of the \$1,500 late fee assessed against Donald "Don" Popp, with the Estherwood Board of Aldermen, Acadia Parish, for filing his amended 2016 Tier 3 Annual personal financial disclosure statement 105 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 reporting requirements under the Code of Governmental Ethics, since it was Mr. Popp's first late filing and it involved an amendment.

The Board considered a request in Docket No. 18-1351 for a waiver of the \$1,500 late fee assessed against Burrell Mullett, with the Sun Board of Aldermen, St. Tammany Parish, for filing his amended 2016 Tier 3 Annual personal financial disclosure statement 94 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 reporting requirements under the Code of Governmental Ethics, since it was Mr. Mullett's first late filing and it involved an amendment.

The Board considered a request in Docket No. 18-1352 for a waiver of the \$300 late fee assessed against Trent Patrick Clark, with the Avoyelles Parish Police Jury, for filing his 2016 Tier 3 Annual personal financial disclosure statement 6 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$300 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics, since it was Mr. Clark's first late filing

The Board considered a request in Docket No. 18-1424 for a waiver of the \$1,500 late fee assessed against Germaine Simpson, with the Eunice Board of Aldermen, Acadia/St. Landry Parishes, for filing her amended 2016 Tier 3 Annual personal financial disclosure statement 35 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 reporting requirements under the Code of Governmental Ethics, since it was Ms. Simpson's first late filing and it involved an amendment.

The Board considered a request in Docket No. 18-1425 for a waiver of the two (2) \$950 late fees assessed against George Randolph Floyd, with the Used Motor Vehicle Commission, for filing

both his 2015 and 2106 Tier 2.1 Annual personal financial disclosure statements 19 days late. On motion made, seconded and unanimously passed, the Board (1) declined to waive the \$950 late fee assessed in connection with the 2015 Tier 2.1 Annual personal financial disclosure statement but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics; and, (2) declined to waive the \$950 late fee assessed in connection with the 2016 Tier 2.1 Annual personal financial disclosure statement.

The Board considered a request in Docket No. 18-1426 for a waiver of the \$1,500 late fee assessed against Mark Anthony Thomas, with the Developmental Disabilities Council, for filing his amended 2016 Tier 2.1 Annual personal financial disclosure statement 99 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 reporting requirements under the Code of Governmental Ethics, since it was Mr. Thomas' first late filing and it involved an amendment.

The Board considered a request in Docket No. 18-1429 for a waiver of the \$1,500 late fee assessed against Jason Clark Turner, with the Allen Parish School Board, for filing his amended 2016 Tier 3 Annual personal financial disclosure statement 103 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics, since it was Mr. Turner's first late filing and it involved an amendment.

The Board considered a request in Docket No. 18-1433 for a waiver of the \$950 late fee assessed against Sherice Clark, with New Orleans Charter School Board, for filing her amended

2016 Tier 3 Annual personal financial disclosure statement 19 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$950 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics, since it was Ms. Clark's first late filing and it involved an amendment.

The Board considered a request in Docket No. 18-1300 for a waiver of the \$1,500 late fee assessed against C. Howard Nichols, with the Hammond Historic District Commission, for filing his 2016 Tier 2.1 Annual personal financial disclosure statement 113 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 reporting requirements under the Code of Governmental Ethics, since it was Mr. Nichols' first late filing.

The Board considered an untimely request in Docket No. 18-1302 for a waiver of the \$850 late fee assessed against June Creech Hooper, member of the Municipal Gas Authority and the Logansport Town Council, DeSoto Parish, for filing her 2016 Tier 2.1 Annual personal financial disclosure statement 17 days late. On motion made, seconded and unanimously passed, the Board agreed to consider the waiver request and declined to waive the \$850 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics, since Mrs. Hooper provided the requested medical information.

The Board considered an untimely request in Docket No. 18-1423 for a waiver of the \$1,500 late fee assessed against James Neal Kirkham, a former member of the Bienville Board of Aldermen, for filing his 2016 Tier 3 Annual personal financial disclosure statement 137 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,100 conditioned upon future compliance with the reporting requirements under the

Code of Governmental Ethics and instructed the staff to offer a payment plan.

On motion made, seconded and unanimously passed, the Board considered the items in G40 en globo, excluding Docket No. 18-1002, and accepted the staff recommendations taking the following action:

The Board considered a request for reconsideration in Docket No. 18-865 for a waiver of the \$1,500 late fee assessed against Susan T. Herring, a former member of the Homer Board of Aldermen, Claiborne Parish, for filing her 2016 Tier 3 Annual personal financial disclosure statement 207 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$700 conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics and instructed the staff to offer a payment plan.

The Board considered a request for reconsideration in Docket No. 18-885 for a waiver of the Board's suspension of all but \$200 of a \$1,500 late fee assessed against Shannon Glenn Morris, the former Mayor of Eros, Jackson Parish, for filing her 2016 Tier 3 Annual personal financial disclosure statement 86 days late. On motion made, seconded and unanimously passed, the Board affirmed its prior decision to suspend all but \$200 conditioned upon future compliance with the reporting requirements under 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.

The Board considered a request for reconsideration in Docket No. 18-1004 for a waiver of the \$1,500 late fee assessed against Ana Elizabeth Bohorquez, with the Caddo Parish Sewerage District #2, Caddo Parish, for filing her amended 2016 Tier 2.1 Annual personal financial disclosure statement 260 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 reporting requirements under the Code of Governmental Ethics.

The Board considered a request for reconsideration in Docket No. 18-1002 for a waiver of the \$750 late fee assessed against Anthony E. Moreau, Chief of Police of Melville, St. Landry Parish, for filing his 2016 Tier 3 Annual personal financial disclosure statement 15 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$750 late fee but suspended \$450 conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics and instructed the staff to offer a payment plan.

The Board unanimously adjourned at 11:48 a.m.

Secretary

APPROVED:

Chairman

