

LOUISIANA BOARD OF ETHICS
MINUTES
March 18, 2016

The Board of Ethics met on March 18, 2016 at 9:00 a.m. in the LaBelle Room on the 1st floor of the LaSalle Building located at 617 North Third Street, Baton Rouge, Louisiana with Board Members Blewer, Bruneau, Ingrassia, Larzelere, Lavastida, Leggio, McAnelly, Michiels, Monroe and Shaddock present. Absent was Board Member Shelton, Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, Jennifer Land, Suzanne Mooney, Brett Robinson and Haley Williams.

On motion made, seconded and unanimously passed, the Board deferred to the April meeting the public hearing in Docket No. 15-1228 to consider a declaratory opinion request regarding the application of the post-employment restrictions set forth in the Code of Governmental Ethics with respect to Kristy Nichols, the former Commissioner of Administration, in connection with her current employment Ochsner Health System.

Mr. Paul E. Laperouse, a board member of Thrive Charter School, East Baton Rouge Parish, appeared before the Board in connection with a request in Docket No. 16-053 for a waiver of the \$1,500 late fee assessed against him for filing his 2013 Tier 3 Annual personal financial disclosure statement 199 days late. After hearing from Mr. Laperouse, on motion made, seconded and passed by a vote of 8 yeas by Board Members Bruneau, Ingrassia, Larzelere, Lavastida, Leggio, Michiels, Monroe and Shaddock and 2 nays by Board Members Blewer and McAnelly, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

Mr. William P. Edwards III, a member of the Louisiana Fur Advisory Council, appeared before the Board in connection with a request in Docket No. 16-054 for a waiver of the \$1,500 late fee assessed against him for filing his 2013 Tier 2.1 Annual personal financial disclosure statement 166 days late. After hearing from Mr. Edwards, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

Mr. Federico "Fred" Martinez Jr., a former member of the Louisiana Emergency Response Network, appeared before the Board in connection with a request in Docket No. 16-061 for a waiver of the \$1,500 late fee assessed against him for filing his 2013 Tier 2.1 Annual personal financial disclosure statement 148 days late. After hearing from Mr. Martinez, the Board took no action with respect to Mr. Martinez's waiver request due to the failure to receive a second on Board Member Blewer's motion to decline to waive the \$1,500 late fee.

The Board considered a request in Docket No. 16-086 for a waiver of the \$1,500 late fee assessed against Brian E. Lawlor, a former member of the New Orleans Workforce Investment Board, for filing his 2013 Tier 2.1 Annual personal financial disclosure statement 86 days late. On motion made, seconded and unanimously passed, the Board deferred the matter.

Mr. Edward Lavardain, III appeared on behalf of Charles Wesley Allen, a member of the Cheneyville Board of Aldermen in Rapides Parish, before the Board in connection with a request in Docket No. 15-191 for a waiver of the \$1,500 late fee assessed against Mr. Allen for filing his 2013 Tier 3 Annual personal financial disclosure statement 80 days late. After hearing from Mr.

Lavardain, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,250 conditioned upon future compliance with the Code of Governmental Ethics and provided payment is made within 30 days.

The Board recessed at 9:43 a.m. and resumed back into general business session at 9:54 a.m.

On motion made, seconded and unanimously passed, the Board agreed to take action on items G7-G23 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-G23, excluding Items G17 and G19, taking the following action:

Absent specific information, declined to render an advisory opinion in Docket No. 15-1249 regarding whether Northshore Images in Stitches, LLC, wholly-owned by Covington City Councilman Larry Rolling, may provide services to non-profit organizations and private companies who co-host events with the City of Covington and whether certain items maybe donated to the City at these events.

Absent requested additional information, declined to render an advisory opinion in Docket No. 15-1340 regarding the propriety of Kevin Walker, the Systems Administrator for the West Jefferson Medical Center, applying for a position with the Gulf South Quality Network while his father serves as an appointed board member for the East Jefferson General Hospital.

Adopted an advisory opinion in Docket No. 15-1382 concluding that no violation of the Code of Governmental Ethics is presented by Dr. James A. Cardelli, a former professor with the Louisiana State University Health Sciences Center in Shreveport and current President of Segue Therapeutics, LLC, or by Segue Therapeutics, LLC funding research through an SRA with the

Center/INLET, entering into licensing contracts with OPSTT or serving as an uncompensated advisor for K94 Discoveries, since Dr. Cardelli will not be conducting the research that will be funded by SRAs with the Center/INLET. Moreover, legal counsel will negotiate the SRAs with the Center and licensing contracts with OPSTT, on behalf of Segue Therapeutics, LLC. Finally, Dr. Cardelli will not be compensated for advising K94 Discoveries regarding its SRA with INLET.

Adopted an advisory opinion in Docket No. 15-1388 advising generally of the provisions contained in Sections 1121B and 1121C of the Code of Governmental Ethics with respect to post-employment restrictions that apply to Patrick L. Keller, a former public employee of the Division of Administration, and instructed the staff to advise Mr. Keller that in order to receive a more detailed advisory opinion regarding specific contractors he would like to work for, he will need to provide the particular set of facts and circumstances surrounding any potential contract or employment such as the name of the contractor and the relationship they may have with his former agency.

Based on the facts presented, adopted an advisory opinion in Docket No. 16-015, concluding that no violation of the Code of Governmental Ethics is presented by St. Tammany Fire Protection District No. 1 (District) allowing Delgado Community College or Louisiana State University - Eunice to conduct college classes on site at the District and potentially utilize former and/or present District employees as instructors, since the District and the colleges are all public entities and there are no provisions contained in the Code of Governmental Ethics which would prohibit an employee or former employee from serving as an instructor for a college class located on the District premises. However, the Board further instructed the staff to advise Steve Billman, chief of Training and Safety for St. Tammany Fire Protection District No. 1, that this opinion request may present an issue

associated with the Louisiana Dual Office-Holding laws, which are under the jurisdiction of the Attorney General.

Adopted an advisory opinion in Docket No. 16-016 concluding that Section 1119 A of the Code of Governmental Ethics would prohibit Lacy Davis from being employed part-time with the Caddo Parish Fire District # 8 while her father, David Austin, Jr., serves as a board member of Caddo Parish Fire District # 8, since as a board member of the District, Mr. Austin is considered an agency head of the District.

Accepted for filing, a disqualification plan in Docket No. 16-026 involving the supervision of Barry Sprague, Systems Specialist with the City of Kenner's Information Technology Department, while his brother, Jay Sprague, serves as the Director of Information and Technology, in which Jay Sprague will be completely removed from all supervisory duties and/or authority as to matters affecting Barry Sprague's employment, including evaluations, disciplinary actions, promotions, demotions and raises.

Adopted an advisory opinion in Docket No. 16-028 concluding that no violation of the Code of Governmental Ethics is presented by Aaron "Bo" Melvin, a member of the Lafourche Parish Council, receiving renewal income from AFLAC for insurance policies that he wrote prior to taking office in January 2016 and for which premiums are processed through automatic payroll deductions and paid directly to AFLAC. However, the Board further advised that the Code of Governmental Ethics would prohibit Mr. Melvin from writing new policies for Parish employees or employees of a company that has a contractual or other business or financial relationship with the Parish.

Declined to render an advisory opinion in Docket No. 16-029 regarding the application of La. R.S. 33:441B(1) in determining how to appropriately fill a vacancy in the Tallulah's Mayor

Court, since La. R.S. 33:441B(1) is not under the supervision or jurisdiction of the Board of Ethics. The Board further instructed the staff to advise Mr. Cannon that this opinion request may present issues associated with the Louisiana Dual Office-Holding laws which are under the jurisdiction of the Attorney General.

Adopted an advisory opinion in Docket No. 16-065 concluding that Section 1113B of the Code of Governmental Ethics prohibits Blue Skies Development, LLC (Blue Skies) from selling a parcel of land to the Crowne Parc Joint Commission (Commission) while Harold Forman, a nominated member of the Commission, has a substantial economic ownership interest in Blue Skies.

Adopted an advisory opinion in Docket No. 16-077 concluding that no violation of the Code of Governmental Ethics is presented by Sarah Alpough, an employee of the City of Abbeville, receiving compensation for officiating City of Abbeville Parks and Recreation basketball games, since neither she nor her immediate family members are employed by the City of Abbeville Parks and Recreations Department.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, adopted an advisory opinion in Docket No. 16-097 concluding that no violation of the Campaign Finance Disclosure Act is presented by an elected district attorney using campaign funds to make a donation to the Louisiana District Attorneys' Training Foundation, since the Foundation is a 501(c)(3) organization.

Adopted an advisory opinion in Docket No. 16-106 concluding that Section 1111A of the Code of Governmental Ethics prohibits Mary Arnold, an employee of the Department of Environmental Quality, from paying another employee to take her place when on-call for weekends, since an employee is only entitled to receive compensation for the performance of his job duties and

responsibilities from his governmental entity and another employee cannot pay an employee to perform his job duties and responsibilities.

Absent specific facts, declined to render an advisory opinion in Docket No. 16-107 regarding whether the Code of Governmental Ethics would prohibit Ben Boudreaux's business, Pinpoint Engineering, LLC., from providing topographical (Topo) surveys for compensation while he is employed by the Department of Transportation and Development (DOTD) as an Assistant Traffic Operations Engineer for District 7.

Adopted an advisory opinion in Docket No. 16-109 concluding that no violation of the Code of Governmental Ethics is presented by Shawn Preau, a former facilities committee member for Lycee Francais de la Nouvelle Orleans (LFNO), being employed by Eskew+Dumez+Ripple (EDR), if EDR is the winning bid on a project with LFNO, since Mr. Preau lacks ownership interest in EDR and will not perform any services if EDR is the successful bidder.

Adopted an advisory opinion in Docket No. 16-075 concluding that based on the information provided, (1) members of the following boards or commissions are required to file personal financial disclosure statements pursuant to Section 1124.2.1 of the Code of Governmental Ethics: Volunteer Louisiana Commission, New Orleans City Park Improvement Association Board of Directors, Louisiana State Arts Council, Council for the Development of French in Louisiana, Louisiana Tourism Promotion District Board of Directors, Board of Directors of the Louisiana State Museum, Louisiana Naval War Memorial Commission and the Kenner Naval Museum Commission, since each of the boards and commissions has the authority to expend, disburse, or invest \$50,000 or more in funds in a fiscal year, or has the authority to make binding recommendations on the expenditure, disbursement, or investment of \$50,000 or more in funds in a fiscal year; and, (2)

members of the following boards or commissions are not required to file personal financial disclosure statements pursuant to Section 1124.2.1 of the Code of Governmental Ethics: Encore Commission, Louisiana Council on the Social Status of Black Men and Boys, Louisiana Seafood Promotion and Marketing Board, Louisiana Archaeological Survey and Antiquities Commission, Louisiana Folklife Commission, Louisiana National Register Review Committee, Louisiana Historic Cemetery Trust Fund Advisory Board, State Parks and Recreations Commission, Atchafalaya Trace Commission; Louisiana Byways Commission, Louisiana Tourism Development Commission, Board of Commissioners of the State Library of Louisiana, State Board of Library Examiners and the Louisiana Civil Rights Museum Advisory Board, since each of the boards and commissions does not have the authority to expend, disburse, or invest \$10,000 or more in funds in a fiscal year, or does not have the authority to make binding recommendations on the expenditure, disbursement, or investment of \$10,000 or more in funds in a fiscal year.

Adopted an advisory opinion in Docket No. 16-095 concluding that no violation of the Code of Governmental Ethics is presented by Patrick Furlong owning and operating a landscaping company and registering the company with LAPELS while serving as the Shreveport Assistant City Engineer nor would he be prohibited from accepting the City of Shreveport's renewal of his Professional Engineer License every two years, as this is a benefit he is duly entitled from his governmental entity as the City pays for all city engineer's licenses. The Board further advised that Section 1111C(2)(d) of the Code of Governmental Ethics would prohibit Mr. Furlong from receiving compensation for performing services for people who are regulated by his agency, who have or are seeking to have a contractual, or other business or financial relationship with his agency, or a person who has substantial economic interests that may be affected by the performance or nonperformance

of his official job duties.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the February 18-19, 2016 meetings.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered an Ethics Adjudicatory Board Order in Docket No. 12-336 regarding the assessment of additional penalties under Section 1505.4A(4)(a) and (b) of the Campaign Finance Disclosure Act against Ronnie S. Smith, a candidate for St. John the Baptist Parish President in the October 22, 2011 election, for failing to file his 30-P, 10-P, EDE-P, and 10-G campaign finance disclosure reports. On motion made, seconded and unanimously passed, the Board instructed the staff to issue orders to assess penalties in accordance with Section 1505.4A(4)(a) and (b) of the Campaign Finance Disclosure Act in the amount of \$10,000 for each report.

The Board considered a proposed consent opinion in Docket No. 13-686 regarding Melvin Alfred, Sr., d/b/a Melvin Alfred, Sr. Construction, entering into transactions with the Village of Fenton, at a time when his brother, Eddie Alfred, Sr., was a member of the Village of Fenton Board of Aldermen. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Melvin Alfred, Sr., d/b/a Melvin Alfred, Sr. Construction agrees that a violation of Section 1113 of the Code of Governmental Ethics occurred by submitting a bid, and entering into a contract with the Village of Fenton, for the construction of a heliport at a time when his brother, Eddie Alfred, Sr., served as a member of the Village of Fenton Board of Aldermen and in which Melvin Alfred, Sr. agrees to pay a fine of \$2,000.

The Board considered a proposed consent opinion in Docket No. 13-1355 regarding Myron

Matherne's wife's employment with Barbera Chevrolet when Barbera Chevrolet submitted bids to the Assumption Parish Water Board and Myron Matherne was a member of the Assumption Parish Police Jury. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Myron Matherne, a member of the Assumption Parish Police Jury, agrees that a violation of Section 1111C(2)(d) of the Code of Governmental Ethics occurred by receiving a thing of economic value for services rendered by his wife, Peggy Matherne, to Barbera Chevrolet at a time when Barbera Chevrolet was seeking a contractual, financial or business relationship with the Assumption Parish Waterworks District No. 1 and in which Mr. Matherne agrees to pay a fine of \$500.

The Board considered a proposed consent opinion in Docket No. 13-1778 regarding Walter C. Lee, former DeSoto Parish School System Superintendent, obtaining reimbursements for expenses he was not duly entitled to receive and participating in the termination of a car lease in which he had a personal economic interest. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Walter C. Lee, former DeSoto Parish School System (DPSS) Superintendent, agrees that (1) a violation of Section 111A of the Code of Governmental Ethics occurred by virtue of his receipt of reimbursements for travel expenses that were paid for with a DPSS issued Fuelman card and a Chase business card from the Board of Elementary and Secondary Education (BESE); (2) a violation of Section 1112(A) of the Code of Governmental Ethics occurred by virtue of his participation in the early termination of a DPSS vehicle lease in which he had a substantial economic interest; and, (3) a violation of Section 1115A(1) of the Code of Governmental Ethics occurred by virtue of his receipt of a discount on the purchase price of a vehicle that was previously leased to DPSS as a gift or gratuity from Mansfield

Auto World at a time when Mansfield Auto World had a contractual or other business or financial relationship with DPSS and in which Mr. Lee agrees to pay a fine of \$2,500. The Board further dismissed the charges against Walter C. Lee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered an Ethics Adjudicatory Board Order in Docket No. 14-472 regarding William B. Caster, an unsuccessful candidate for Mayor of the City of Harahan, Jefferson Parish, in the October 2, 2010 election, failing to file a 2013 Supplemental campaign finance disclosure report. On motion made, seconded and unanimously passed, the Board instructed the staff to issue an order to assess penalties in accordance with Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act in the amount of \$10,000.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered an Ethics Adjudicatory Board Order in Docket No. 14-501 regarding the assessment of additional penalties under Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act against Troy N. Terrell, a candidate for State Senate in the October 22, 2011 election, for failing to file a 2013 Supplemental campaign finance disclosure report. On motion made, seconded and unanimously passed, the Board instructed the staff to issue an order to assess penalties in accordance with Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act.

The Board considered a proposed consent opinion in Docket No. 14-1540 regarding Sheila Choplin, the former Utility Billing Supervisor for the City of St. Martinville, located in St. Martin Parish, who took cash utility deposits. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Sheila Choplin, the former Utility Billing Supervisor for the City of St. Martinville, agrees that a violation of Section 1111A of the

Code of Governmental Ethics occurred by taking cash utility deposits in the amount of \$1,154 from the Utility Billing Department for her personal use, to which she was not duly entitled for the performance of the duties and responsibilities of her public position, at a time when she was employed with the City of St. Martinville and in which Ms. Choplin agrees to pay a fine of \$1,500 with the option of a payment plan.

The Board considered a request for an advisory opinion in Docket No. 16-076 regarding whether David Ellis, a Councilman for the City of Mandeville, may participate and vote on matters involving a proposal to develop approximately 78 acres of land known as the Port Marigny project, in which his father has an interest, located in Mandeville. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics would be presented by David Ellis participating or voting on matters involving the Port Marigny project which may affect his father's property, since the development and any traffic improvements could potentially affect all 25 parcels of land located across the street from the Port Marigny project and David Ellis' father's interest in the Port Marigny project is no greater than any other member of the class.

The Board considered a staff memorandum in Docket No. 16-268 regarding the food and drink limitation contained in La. R.S. 42:1115.1. No action by the Board was required since the annual CPI-U for food and drink only rose .8% in 2015 and the statute indicates that any increase shall be rounded to the nearest dollar amount, the nearest dollar being \$60; therefore, no rule needs to be promulgated this year to raise the limitation.

On motion made, seconded and unanimously passed, the Board temporarily deferred discussion of pending legislation for the 2016 Regular Legislative Session until later in the meeting.

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, excluding Docket No. 15-1269, taking the following action:

The Board unanimously rescinded the late fees based on Rule 1205B against the following:

Docket No. 15-1452 from Donnell Rose of two (2) \$2,000 late fees and a \$480 late fee; and, Docket No. 16-034 from Vivian Ebare Brosett of two (2) \$2,000 late fees.

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

Docket No. 16-037 from Rachel Legarde Braile of a \$160 late fee and a \$880 late fee;

Docket No. 16-069 from Elizabeth Clarke of a \$3,000 late fee, a \$2,000 late fee and an \$800 late fee;

Docket No. 16-072 from Financial Services of the South PAC of a \$1,400 late fee;

Docket No. 16-073 from Dane Hebert of a \$240 late fee;

Docket No. 16-093 from Louisiana Nurses PAC of a \$200 late fee; and

Docket No. 16-098 from Black Alliance for Educational Options Action Fund Louisiana PAC of a \$3,000 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 15-1450 for a waiver of the \$1,000 and \$280 late fees assessed against George Fuller, a candidate for Webster Parish Police Juror, District 12 in the October 24, 2015 election, for filing his 30-P campaign finance disclosure report 137 days late and 10-P campaign finance disclosure report 7 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,000 late fee in connection with the 30-P campaign finance disclosure report but suspended \$900 and declined to waive the \$280 late fee in connection

with the 10-P campaign finance disclosure report but suspended \$180 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.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-037 for a waiver of the \$400 late fee assessed against Rachel Lagarde-Bazile, a candidate for St. Bernard Parish Council, District E in the October 24, 2015 Election, for filing her 10-P campaign finance disclosure report 51 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$400 late fee but suspended \$300 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-069 for a waiver of the \$1,600 late fee assessed against Butler Snow LA PAC, and its Treasurer, Elizabeth Clark, for filing the 10-P campaign finance disclosure report in connection with the October 24, 2015 election 8 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,600 late fee but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-074 for a waiver of the \$480 late fee assessed against Brian M. Flynn, a candidate for Claiborne Parish Clerk of Court in the October 24, 2015 election, for filing his 30-P campaign finance disclosure report 8 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$480 late fee but suspended \$280 conditioned

upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-092 for a waiver of the \$968, \$400, \$400 and \$400 late fees assessed against Gloria B. Wright, a candidate for East Carroll Parish School Board, District 3 in the November 4, 2014 election, for filing her 30-P, 10-P, EDE-P and 10-G campaign finance disclosure reports 338, 350, 365, and 389 days late. On motion made, seconded and unanimously passed, the Board declined to waive the three (3) \$400 late fees in connection with the 10-P, EDE-P and 10-G campaign finance disclosure reports but suspended the late fees totaling \$1,200 conditioned upon future compliance with the Campaign Finance Disclosure Act and declined to waive the \$968 late fee in connection with the 30-P campaign finance disclosure report but suspended \$868 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.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 15-1269 for a waiver of the \$3,000 and \$2,000 late fees assessed against Health Agents For America-PAC, a political action committee, and its chairperson, B. Ronnell Nolan, for filing the 180-P campaign finance disclosure report 16 days late and the 90-P report 13 days late in connection with the October 24, 2015 election. On motion made, seconded and unanimously passed, the Board rescinded the late fees totaling \$5,000 based on Rule 1205B.

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. 16-057, 16-060, 16-080, 16-084, 16-085 and 16-088, taking the following action:

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

Docket No. 16-052 from Lou Ann Owen of a \$1,500 late fee;
Docket No. 16-062 from Keith Elbourne of a \$1,500 late fee;
Docket No. 16-081 from Lindora Baker of a \$2,500 late fee; and,
Docket No. 16-082 from Henry Herford, Jr. of a \$250 late fee.

The Board considered a request in Docket No. 16-055 for a waiver of the \$1,500 late fee assessed against Wallace Young, a former member of the James M. Singleton Charter School Board, Orleans Parish, for filing his 2013 Tier 3 Annual personal financial disclosure statement 177 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 16-056 for a waiver of the \$1,500 late fee assessed against Johnie M. Varnado, a former member of the Alexandria Regional Port Authority, for filing her 2013 Tier 2.1 Annual personal financial disclosure statement 190 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics and provided 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. 16-058 for a waiver of the \$1,500 late fee

assessed against Allison Rouse Royster, a former member of the Louisiana Developmental Disabilities Council, for filing her 2013 Tier 2.1 Annual personal financial disclosure statement 203 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 16-059 for a waiver of the \$50 late fee assessed against Mayor Virginia L. Pierre, Town of Grand Coteau, St. Landry Parish, for filing her 2014 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 Code of Governmental Ethics.

The Board considered a request in Docket No. 16-083 for a waiver of the \$1,500 late fee assessed against Randy Alexander, a candidate for the Jeanerette Board of Aldermen, Iberia Parish, in the October 24, 2015 election, for failure to file his 2014 Tier 3 Candidate personal financial disclosure statement. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee and instructed the staff to advise Mr. Alexander that his waiver request will not be reconsidered until the 2014 Tier 3 Candidate personal financial disclosure statement has been filed.

The Board considered a request in Docket No. 16-087 for a waiver of the \$1,500 late fee assessed against William Chad Burford, a former member of the Keachi Town Council, DeSoto Parish, for filing his 2014 Tier 3 Annual personal financial disclosure statement 86 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics

and provided 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. 16-057 for a waiver of the \$1,500 late fee assessed against Rayburn Lee Smith, a member of the Natchitoches Parish Levee and Drainage District, for filing his 2013 Tier 2.1 Annual personal financial disclosure statement 206 days late. On motion made, seconded and passed by a vote of 6 yeas by Board Members Bruneau, Ingrassia, Larzelere, McAnelly, Michiels and Shaddock and 4 nays by Board Members Blewer, Lavastida, Leggio and Monroe, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 16-060 for a waiver of the \$1,500 late fee assessed against Woodrow Martin Sr., a member of the Kisatchie Delta Regional Planning and Development District, for filing his 2013 Tier 2.1 Annual personal financial disclosure statement 148 days late. On motion made, seconded and passed by a vote of 6 yeas by Board Members Bruneau, Ingrassia, Larzelere, McAnelly, Michiels and Shaddock and 4 nays by Board Members Blewer, Lavastida, Leggio and Monroe, the Board declined to waive the \$1,500 but suspended \$1,250 conditioned upon future compliance with the Code of Governmental Ethics and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request in Docket No. 16-080 for a waiver of the \$1,500 late fee assessed against Calvin E. Millender, a former member of the Caddo Parish Sewerage District #7, for filing his 2013 tier 2.1 Annual personal financial disclosure statement 209 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee.

The Board considered a request in Docket No. 16-084 for a waiver of the \$150 late fee assessed against Michael Lane DeVincenti, a member of the Local Workforce Investment Board, Area #20, for filing his 2014 Tier 2.1 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 Code of Governmental Ethics.

The Board considered a request in Docket No. 16-085 for a waiver of the \$600 late fee assessed against Johnny Williamson, an unsuccessful candidate for the Caddo Parish Board of Commissioners, District 3 in the October 24, 2015 election, for filing his amended 2014 Tier 2 Candidate personal financial disclosure statement 6 days late. On motion made, seconded and unanimously passed, the Board waived the \$600 late fee.

On motion made, seconded and unanimously passed, the Board agreed to reconsider Docket No. 16-087.

The Board considered a request in Docket No. 16-087 for a waiver of the \$1,500 late fee assessed against William Chad Burford, a former member of the Keachi Town Council, DeSoto Parish, for filing his 2014 Tier 3 Annual personal financial disclosure statement 86 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics and provided 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. 16-088 for a waiver of the \$1,500 late fee assessed against Olga Foster Butler, a member of the Richmond Board of Aldermen, Madison

Parish, for filing her 2014 Tier 3 Annual personal financial disclosure statement 122 days late. On motion made, seconded and unanimously passed, the Board continued the matter to the April meeting.

The Board unanimously agreed to take action on waiver request reconsiderations 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 waiver request reconsiderations, excluding Docket No. 15-191, taking the following action:

The Board considered a request for reconsideration in Docket No. 15-936 for a waiver of the \$1,500 late fee assessed against Carrie B. Nettles, a former member of the Workforce Investment Board, for filing her 2013 Tier 2.1 Annual personal financial disclosure statement 118 days late. On motion made, seconded and unanimously passed, the Board affirmed the prior decision to decline to waive the \$1,500 late fee.

The Board considered a request for reconsideration in Docket No. 15-969 for a waiver of the \$1,200 late fee assessed against James Michael "Jimmy" Santangelo, East Baton Rouge Parish Constable, Ward 2, District 1, for filing his 2014 Tier 2 Annual personal financial disclosure statement 12 days late. On motion made, seconded and unanimously passed, the Board rescinded the \$1,200 late fee, since Mr. Santangelo was placed in the incorrect reporting tier as he should have been in the Tier 3 group as opposed to the Tier 2 group.

The Board considered a request for reconsideration in Docket No. 15-971 for a waiver of the \$2,500 late fee assessed against Thomas Barnett for filing his 2013 disclosure affidavit pursuant to Section 1114 of the Code of Governmental Ethics 364 days late. On motion made, seconded and

unanimously passed, the Board declined to waive the \$2,500 late fee but suspended \$2,000 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request for reconsideration in Docket No. 15-1106 for a waiver of the \$2,500 late fee assessed against Kermit Joseph Bouillion, a former member of the Lafayette Parish School Board, District 5, for filing his 2014 Tier 2 Annual personal financial disclosure statement 112 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee but suspended \$1,500 conditioned upon future compliance with the Code of Governmental Ethics and with the option of a payment plan.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for reconsideration in Docket No. 15-1140 for a waiver of the \$400 late fee assessed against Tamara L. Jones, a candidate for St. Bernard Parish Constable, Justice of the Peace, Ward J in the November 4, 2014 election, for filing her 40-G campaign finance disclosure report 12 days late. On motion made, seconded and unanimously passed, the Board affirmed the prior decision to decline to waive the \$400 late fee.

The Board considered a request for reconsideration in Docket No. 15-1186 for a waiver of the \$1,500 late fee assessed against Columbus James Boston, a member of the Lucky Board of Aldermen, Bienville Parish, for filing his 2014 Tier 3 Annual personal financial disclosure statement 32 days late. On motion made, seconded and unanimously passed, the Board affirmed the prior decision to decline to waive the \$1,500 late fee with the option of a payment plan.

The Board considered a request for reconsideration in Docket No. 15-1190 for a waiver of the \$750 late fee assessed against Juanita R. Calhoun, a member of the Village of Ashland Council, Natchitoches Parish, for filing her 2014 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 \$500 conditioned upon future compliance with the Code of Governmental Ethics and with the option of a payment plan.

The Board considered proposed legislation for the 2016 Regular Legislative Session which will affect the laws administered by the Board of Ethics, including the Code of Governmental Ethics, the Campaign Finance Disclosure Act, and the Legislative, Executive and Local Lobbying Disclosure Acts. Following a review and discussion of the proposed legislation chart, the Board took the following action:

HB 78	No Position
HB 143	Support
HB 144	Support
HB 149	Oppose
HB 272	No Position
HB 354	No Position
HB 473	No Position
HB 585	No Position
HB 587	Support
HB 727	Support
HB 770	No Position
HB 820	No Position
HB 898	No Position
SB 64	No Position

The Board also reviewed the following other bills of interest: HB 81, HB 162, HB 163, HB 362 and SB 285.

Board Member Larzelere, Chairman of the Board's Budget Committee, advised the Board of the budget committee's discussion at the meeting immediately held following the Board's Executive Business meeting on March 17th. Ms. Allen advised the Committee members of her discussions with legislative committee members and staff. The FY 15-16 budget is intact; however,

the FY 16-17 budget is still unresolved but will be decided in June at the close of the current Legislative Session. The agency's budget for FY 16-17 is proposed to be cut by approximately 31% which would have an extremely detrimental effect on the agency. Ms. Allen has prepared a letter to be presented to the Legislative Committee which details the effects of the proposed 31% cut to the agency for FY 16-17 and will prioritize the functions of the agency. The letter will be distributed to all Board members for review.

Board Chairman Monroe reminded the members that the April 14th meeting will commence at 1:30 p.m.

The Board unanimously adjourned at 11:55 a.m.

Secretary

APPROVED:

Chairman

