

LOUISIANA BOARD OF ETHICS  
MINUTES  
October 17, 2014

The Board of Ethics met on October 17, 2014 at 9:00 a.m. in the LaBelle Room on the 1<sup>st</sup> floor of the LaSalle Building located at 617 North Third Street, Baton Rouge, Louisiana with Board Members Backhaus, Blewer, Bruneau, Ingrassia, Larzelere, Leggio, Lemke, McAnelly, Michiels, Monroe and Shelton present. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, Mike Dupree, Jennifer Land, Suzanne Mooney, Brett Robinson and Haley Williams.

The Board considered an appearance by Ann Wise, Director of the Division of Administrative Law, to select an alternate administrative law judge to serve on the Ethics Adjudicatory Board. On motion made, seconded and unanimously passed, the Board continued the matter to the November meeting.

The Board considered a request for reconsideration in Docket No. 13-1145 of an untimely request for a waiver of the four (4) \$1,500 late fees assessed against John Pourciau, a member of the Pointe Coupee Parish Police Jury, for filing his 2009 Tier 3 Annual personal financial disclosure statement 309 days late; his 2010 Tier 3 Annual personal financial disclosure statement 309 days late; his 2010 Tier 3 Candidate personal financial disclosure statement 97 days late; and his 2011 Tier 3 Annual personal financial disclosure statement 49 days late. On motion made, seconded and unanimously passed, the Board temporarily deferred the matter until later in the meeting.

The Board considered an untimely request in Docket No. 14-033 for a waiver of the two (2) \$2,500 late fees assessed against Thomas Cade Benoit, a member of the Acadia Parish Police Jury, for filing his 2010 Tier 2 amendment Annual personal financial disclosure statement 170 days late and

his 2010 Tier 2 amendment Candidate personal financial disclosure statement 170 days late. On motion made, seconded and unanimously passed, the Board continued the matter.

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

Mr. Lincoln Savoie, a candidate for Senator, District 24 in the April 4, 2009 election, and Senator Elbert Guillory appeared before the Board in connection with a request in Docket No. 14-687 for reconsideration of a waiver request of the \$2,500 late fee assessed against Mr. Savoie for filing his 2008 Tier 2 Candidate personal financial disclosure statement 153 days late. After hearing from Mr. Savoie and Senator Guillory, on motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee.

Mr. John Pourciau, a member of the Pointe Coupee Parish Police Jury, and his attorney, Mr. Jerome D'Aquila, appeared before the Board in connection with an untimely request in Docket No. 13-1145 for a waiver of the four (4) \$1,500 late fees assessed against Mr. Pourciau for filing his 2009 Tier 3 Annual personal financial disclosure statement 309 days late; his 2010 Tier 3 Annual personal financial disclosure statement 309 days late; his 2010 Tier 3 Candidate personal financial disclosure statement 97 days late; and his 2011 Tier 3 Annual personal financial disclosure statement 49 days late. After hearing from Mr. Pourciau and Mr. D'Aquila, on motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$6,000 and instructed the staff to offer Mr. Pourciau a payment plan.

Ms. Regina Stone, a former employee of the Department of Natural Resources (DNR), and Mr. Carolyn Sinnock, In-House Counsel for Providence Engineering, appeared before the Board in connection with request in Docket No. 14-776 for reconsideration of an advisory opinion regarding the application of the post-employment restrictions with respect to Ms. Stone and determining whether she is an agency head for purposes of the post-employment restrictions. After hearing from Ms. Stone and Ms. Sinnock, on motion made, seconded and unanimously passed, the Board concluded that, based on the unique and specific facts presented in this matter, Ms. Stone is not an agency head as defined by the Code of Governmental Ethics and her agency, for purposes of the Code of Governmental Ethics, was the Permits Section of the Office of Coastal Management of the DNR. The Board further advised that (1) the Code of Governmental Ethics would prohibit Ms. Stone, for a period of two years following the termination of her employment with the DNR, Office of Coastal Management Permits Section, from rendering any service which she rendered to the Permits Section during the term of her public employment on a contractual basis regardless of the parties to the contract, to, for, or on behalf of the Permits Section; and, (2) Ms. Stone is prohibited from assisting Providence Engineering or its clients in any transactions or in any appearances in connection with any transactions involving the DNR in which Ms. Stone participated at any time during her public employment with the DNR.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 14-921 for a waiver of the three (3) \$600 late fees assessed against William Roundtree, a candidate for Councilman, Metro District 6, East Baton Rouge Parish in the November 6, 2012 election, for filing his 30-P, EDE-P and 10-G Reports 18, 466 and 454 days late. On motion made, seconded and unanimously passed, the Board temporarily deferred the matter

until later in the meeting.

Mr. Dannie Garrett, attorney for the Louisiana School Boards Association, appeared before the Board in connection with a request for an advisory opinion in Docket No. 14-935 regarding whether an education management organization that contracts to manage the operation of a charter school, which charter is issued to a nonprofit by a local school board or other charter authorizer in accordance with the Charter School Demonstration Programs Law, becomes a "public employee" by virtue of said management contract. After hearing from Mr. Garrett, on motion made, seconded and unanimously passed, the Board declined to render an advisory opinion due to lack of standing.

Mr. Arthur Lee, a candidate for Mayor of the City of Tallulah, Madison Parish, in the May 3, 2014 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 14-953 for a waiver of the \$280 late fee assessed against him for filing his Special report 7 days late. After hearing from Mr. Lee, on motion made, seconded and unanimously passed, the Board declined to waive the \$280 late fee but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act.

Mr. Kenny Burgess, a member of the Evangeline Parish Police Jury, District 2, appeared before the Board in connection with a request in Docket No. 14-1034 for a waiver of the \$1,500 late fee assessed against him for filing an amended 2012 Tier 3 Annual personal financial disclosure statement 71 days late. After hearing from Mr. Burgess, 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. 14-1113 for a waiver of the \$1,500 late fee

assessed against Louis Lambert, Jr., a member of the University of Louisiana Systems-Board of Supervisors, for filing his 2011 Tier 2.1 Annual personal financial disclosure statement 322 days late. On motion made, seconded and unanimously passed, the Board temporarily deferred the matter until later in the meeting.

The Board considered a request in Docket No. 14-1116 for a waiver of the \$1,500 late fee assessed against Melba Creech, a member of the Eros Board of Aldermen, Jackson Parish, for filing her 2012 Tier 3 Annual personal financial disclosure statement 216 days late. On motion made, seconded and unanimously passed, the Board continued the matter to the December meeting due to Ms. Creech's medical issues.

Mr. Earnest Anderson, Jr., the Cottonport Chief of Police, Avoyelles Parish, appeared before the Board in connection with a request in Docket No. 14-1120 for a waiver of the \$1,500 late fee assessed against him for filing his 2012 Tier 3 Annual personal financial disclosure statement 200 days late. After hearing from Mr. Anderson, 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.

Ms. Colleen Polak, a member of the Crime Victims Reparation Board, appeared before the Board in connection with a request in Docket No. 14-1131 for a waiver of the \$1,500 late fee assessed against her for filing her 2011 Tier 2.1 Annual personal financial disclosure statement 322 days late. After hearing from Ms. Polak, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,400 conditioned upon future compliance with the Code of Governmental Ethics. Board Member Backhaus recused himself.

Mr. Donald Hanna, a former member of the Ascension Parish Industrial Development Board

and a present member of the Ascension Economic Development Board, appeared before the Board in connection with a request in Docket No. 14-1135 for a waiver of the \$1,500 late fee assessed against him for filing his 2011 Tier 2.1 Annual personal financial disclosure statement 322 days late. On motion made, seconded and unanimously passed, the Board temporarily deferred the matter until later in the meeting.

Mr. Casey Hunnicutt appeared before the Board in connection with a request for an advisory opinion in Docket No. 14-1083 regarding whether he may accept employment as Executive Director of the St. Bernard Economic Development Foundation after he resigns as St. Bernard Parish Councilman. After hearing from Mr. Hunnicutt, on motion made, seconded and unanimously passed, the Board concluded that Mr. Hunnicutt is not prohibited by Section 1121A from accepting employment as Executive Director of the St. Bernard Economic Development Foundation after he resigns as St. Bernard Parish Councilman. However, Mr. Hunnicutt is prohibited from assisting the St. Bernard Economic Development Foundation, as its Executive Director, in transactions involving St. Bernard Parish for two years following his resignation as St. Bernard Parish Councilman.

Mr. Russel Cremaldi and Mr. James Supple appeared before the Board in connection with a request for an advisory opinion in Docket No. 14-1089 regarding whether Mr. Cremaldi may serve as City Attorney for the City of Franklin while his law partner, Mr. Supple, serves as City Court Judge for the City of Franklin. After hearing from Mr. Cremaldi and Mr. Supple, on motion made, seconded and unanimously passed, the Board concluded that, based on the facts provided, no violation of the Code of Governmental Ethics is presented by Mr. Cremaldi serving as City Attorney for the City of Franklin while his law partner serves as City Court Judge for the City of Franklin. The Board further advised that it lacks jurisdiction as to any questions regarding James Supple in his

capacity as a City Court Judge. La. R.S. 42:1167 provides that all judges shall be governed exclusively by the provisions of the Code of Judicial Conduct which is administered by the Judiciary Commission.

Mr. Kenneth Friels, a member of the Cottonport Town Council, Avoyelles Parish, appeared before the Board in connection with a request in Docket No. 14-1117 for a waiver of the \$1,500 late fee assessed against him for filing his 2012 Tier 3 Annual personal financial disclosure statement 178 days late. After hearing from Mr. Friels, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,400 conditioned upon future compliance with the Code of Governmental Ethics.

Mr. Joe Spearman, a member of the Louisiana Pilotage Fee Commission, appeared before the Board in connection with a request in Docket No. 14-1119 for a waiver of the \$500 late fee assessed against him for filing his amended 2012 Tier 2.1 Annual personal financial disclosure statement 10 days late. After hearing from Mr. Spearman, on motion made, seconded and unanimously passed, the Board declined to waive the \$500 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 14-921 for a waiver of the three (3) \$600 late fees assessed against William Roundtree, a candidate for Councilman, Metro District 6, East Baton Rouge Parish in the November 6, 2012 election, for filing his 30-P, EDE-P and 10-G reports 18, 466 and 454 days late. On motion made, seconded and unanimously passed, the Board declined to waive the two (2) \$600 late fees in connection with the 30-P and EDE-P reports and waived the \$600 late fee in connection with the 10-G report.

The Board considered a request in Docket No. 14-1113 for a waiver of the \$1,500 late fee assessed against Louis Lambert, Jr., a member of the University of Louisiana Systems-Board of Supervisors, for filing his 2011 Tier 2.1 Annual personal financial disclosure statement 322 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee.

The Board recessed at 10:55 a.m. and resumed back into general business session at 11:14 a.m. without Ms. Allen.

Mr. Donald Hanna, a former member of the Ascension Parish Industrial Development Board and a present member of the Ascension Economic Development Board, appeared before the Board in connection with a request in Docket No. 14-1135 for a waiver of the \$1,500 late fee assessed against him for filing his 2011 Tier 2.1 Annual personal financial disclosure statement 322 days late. After hearing from Mr. Hanna, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,178 conditioned upon future compliance with the Code of Governmental Ethics.

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

On motion made, seconded and unanimously passed, the Board agreed to take action on items G17-G30 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 G17-G30, excluding items G28 and G29, taking the following action:

Allowed the withdrawal of a request for an advisory opinion in Docket No. 14-1024 regarding post employment restrictions which may apply to Constance Goodson, a Program Manager with the Department of Health and Hospitals, Office of Behavioral Health, in connection with her employment



with a non-profit agency which is credentialed by her agency, since Ms. Goodson has decided not to pursue employment with the non-profit agency.

Declined to render an advisory opinion in Docket No. 14-1037 regarding whether Dennis Wollerson, interim Chief of Police for the Mangham Police Department, may qualify to run for the position of Mangham Town Councilman in the November 4, 2014 election, since the request involved past conduct as he had already qualified to run for the position of Mangham Town Councilman in the November 4, 2014 election.

Adopted an advisory opinion in Docket No. 14-1044 concluding that no violation of the Code of Governmental Ethics is presented by Jan Clary, the Office of Workers' Compensation Medical Services Manager with the Louisiana Workforce Commission, working as an independent legal nurse consultant, since the services she would provide as an independent legal nurse consultant are not provided by the OWCA Medical Services Section staff in the performance of their duties. The Board further advised that Section 1111C(2)(d) of the Code of Governmental Ethics would prohibit Ms. Clary from performing services for or being compensated by any person who (1) has or is seeking to obtain a business, financial, or contractual relationship with her agency, (2) is regulated by her agency, or (3) has a substantial economic interest which may be affected by the performance of nonperformance of her official duty.

Adopted an advisory opinion in Docket No. 14-1049 concluding that no violation of the Code of Governmental Ethics is presented by Mobile Imaging Services, LLC, a company owned by Brad Deville, contracting with the Avoyelles Parish Hospital Service District 1 d/b/a Bunkie General Hospital, which will be managed and supervised by the Radiology Manager in the Radiology Department while Mr. Deville's wife, Nancy Deville, is employed within the Respiratory Care

Department, since the Respiratory Care Department and the Radiology Department are separate agencies.

Adopted an advisory opinion in Docket No. 14-1051 concluding that no violation of the Code of Governmental Ethics is presented by Douglas Thompson, an engineer tech for Gang 254 within the Department of Transportation and Development (DOTD), accepting employment with Best Engineering following his retirement from the DOTD. The Board further advised that Section 1121B(1) of the Code of Governmental Ethics will prohibit Mr. Thompson from receiving compensation for assisting any person, including Best Engineering, in any transaction he participated through his governmental entity, the State of Louisiana, after his termination of employment and from providing any service to Gang 254 that he provided while employed by the agency.

Adopted an advisory opinion in Docket No. 14-1053 concluding that no violation of the Code of Governmental Ethics is presented by Dayne Sherman, an associate professor of science employed by the Sims Memorial Library at Southeastern Louisiana University, using Kickstarter.com to sell novels, provided that Kickstarter and Amazon do not have contracts with the Sims Memorial Library.

Adopted an advisory opinion in Docket No. 14-1055 concluding that Section 1113A of the Code of Governmental Ethics prohibits Danny Scott, the brother of Lutchter Mayor Rowdy Scott, from being hired by Environmental Engineering Inc. to work on the Lutchter water system as a consulting engineer, since Danny Scott is the immediate family member of Mayor Scott and as such may not enter into a subcontract or transaction that is under the supervision or jurisdiction of the Town of Lutchter.

Adopted an advisory opinion in Docket No. 14-1057 concluding that the Code of Governmental Ethics would require Sharon Hewitt, Chairman of the St. Tammany Parish Recreation

District No. 16 (RD16) Board of Commissioners, as well as the other members of the Board of Commissioners to file annual personal financial disclosure statements pursuant to Section 1124.2.1 of the Code of Governmental Ethics, since the RD16 was created by the St. Tammany Parish Council, a political subdivision; St. Tammany Parish has a population in excess of 200,000, according to the most recent federal decennial census; and it has the authority to expend, disburse, or invest \$10,000 or more in funds in a fiscal year, either directly or through CEAs.

Adopted an advisory opinion in Docket No. 14-1065 concluding that Melanie Bronfin, executive director of the Policy Institute for Children and a registered legislative and executive branch lobbyist, is required to file monthly reports even if expenditures are not made during that month and that the reports are not limited to only payments for food or drink

Adopted an advisory opinion in Docket No. 14-1075 concluding that, based on the facts presented, no violation of the Code of Governmental Ethics is presented by Fern Barnett serving as the elected Sorrento Police Chief and as the Secretary of the Sorrento Planning Commission, the Sorrento Zoning Commission and the Sorrento Board of Adjustments. The Board further suggested that Ms. Barnett may want to seek guidance from the Attorney General's Office with respect to dual office holding laws.

Allowed with withdrawal of a request for an advisory opinion in Docket No. 14-1077 regarding post-employment restrictions for an employee of the Bossier City Department of Public Works, since the employee in question has moved out of state and the question posed is now moot.

Adopted an advisory opinion in Docket No. 14-1086 concluding that no violation of the Code of Governmental Ethics would be presented by Monty Billings, husband of Darla Billings, continuing

his employment as the fire chief of the Glenmora Fire Department (GFD) if Mrs. Billings is elected as an alderman for the Town of Glenmora, since Mr. Billings falls within the exception to nepotism because he has been employed as fire chief for more than a year. The Board further advised that if Mrs. Billings were elected to the position of alderman, she would need to recuse herself from participating in any vote or decision making process regarding her husband's position as fire chief.

Adopted an advisory opinion in Docket No. 14-967 concluding that no violation of the Code of Governmental Ethics is presented by the Lake Providence Port Commission hiring Lee Denny, a member of the East Carroll Parish Police Jury (ECPPJ), as an administrative assistant with the Commission prior to or following his resignation from the (ECPPJ), since the Lake Providence Port Commission is not under the supervision or jurisdiction of the ECPPJ. The Board suggested that the Commission may want to seek guidance from the Attorney General's Office with respect to dual office holding laws.

Chairman Monroe vacated the Chair. Vice Chairman Blewer assumed the Chair.

Adopted an advisory opinion in Docket No. 14-1080 concluding that Section 1121B of the Code of Governmental Ethics would prohibit Dr. Carl Lamprecht, currently employed by Lallie Kemp Regional Medical Center (Lallie Kemp), from rendering services, for a period of two years following his retirement, to Lallie Kemp on a contractual basis. The Board further advised that no violation of the Code of Governmental Ethics would be presented by the Dr. Lamprecht's re-employment by Lallie Kemp Medical Center.

Adopted an advisory opinion in Docket No. 14-1141 concluding that no violation of the Code of Governmental Ethics is presented by Gwendolyn Lee, a former employee of the Governor's Office of Homeland Security and Emergency Preparedness, (GOHSEP), continuing her employment with

GCR, Inc. The Board further cautioned that Section 1121B(1) of the Code of Governmental Ethics would prohibit Ms. Lee from receiving any compensation for services rendered on any project in which she participated while employed by GOHSEP within two years of the termination of her public service.

Vice Chairman Blewer vacated the Chair. Chairman Monroe resumed the Chair.

In connection with an Answer submitted by Earlin Fruge, Evangeline Parish Constable, Ward 2, in Docket No. 14-1029 in response to a notice of delinquency issued requesting she file her 2013 Tier 2 Annual personal financial disclosure statement, instructed the staff to advise Ms. Fruge that she is required to file the 2013 Tier 3 Annual personal financial disclosure statement, since the information, based on the Evangeline Parish Registrar of Voters statement, indicates that the Ward 2 constable district encompassed the same elections boundaries as the Evangeline Parish Police Jury District 2 and the district's population for 2010 decennial censuses is less than 5,000. As such, that would place Ms. Fruge's reporting requirement under Tier 3, not Tier 2.

In connection with an Answer submitted by Judy Thousand, a former member of the West Baton Rouge Convention and Visitor Bureau's Board of Directors, in Docket No. 14-1111 in response to a notice of delinquency issued requesting she file her 2013 Tier 2.1 Annual personal financial disclosure statement, instructed the staff to advise Ms. Thousand that she has 7 business days to file her 2013 Tier 2.1 Annual personal financial disclosure statement.

Accepted for filing, the disclosure statements filed in Docket No. 14-1245 for July and August, 2014.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the

September 18-19, 2014 meetings.

The Board considered a proposed consent opinion in Docket No. 13-1445 regarding the failure by Carolyn Sessions, an Education Program Consultant 4 employed by the Department of Education, to timely file a disclosure affidavit pursuant to Section 1123(41) of the Code of Governmental Ethics. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Carolyn Sessions agrees that a violation of Section 1111A of the Code of Governmental Ethics occurred by accepting complimentary lodging and transportation from the Southern Regional Education Board (SREB) to attend the SREB Training for Transitional Courses in Math when she failed to file a disclosure affidavit pursuant to Section 1123(41) of the Code of Governmental Ethics within sixty days of receipt of the complimentary transportation and lodging from the SREB and in which Ms. Sessions agrees to pay a fine of \$100.

The Board considered a request for an advisory opinion in Docket No. 14-945 regarding whether Dr. Lalitha Alla, a WAE employee of the Imperial Calcasieu (IMCAL) Human Service District, may change her WAE position to a contract position. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Dr. Alla converting her WAE position to a contract position with the (IMCAL) Human Service District, since IMCAL, due to budgetary and efficiency reasons, is converting all WAE positions to contract positions thus privatizing these services and Dr. Alla is not prohibited from contracting back to provide the same services as long as she did not participate in the decision to privatize these services.

The Board considered a request for an advisory opinion in Docket No. 14-972 regarding Kedric Smith being assigned as an assistant head basketball coach at Peabody Magnet High School

(PMHS) while his father, Charles Smith, serves as the head basketball coach and athletic director. On motion made, seconded and unanimously passed, the Board concluded that Section 1119A of the Code of Governmental Ethics prohibits Kedric Smith's continued employment as a basketball coach while his father serves as the Athletic Director, since Charles Smith is an agency head of the athletic department at PMHS by virtue of the supervision he exercises through his position as athletic director. The Board further declined to render an advisory opinion as to the past conduct presented in this matter.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board unanimously agreed to take action on the requests for "good cause" waivers of late fees assessed against candidates included in the Campaign Finance Waiver Chart en globo subject to any items being removed from the en globo listing for further discussion. On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the items in the Campaign Finance Waiver Chart, excluding Docket No. 14-1095, taking the following action:

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 14-1058 for a waiver of the \$2,000 late fee assessed against Terry Sercovich, a candidate for Plaquemines Parish Sheriff in the October 22, 2011 election, for failing to file his 2012 Supplemental report. On motion made, seconded and unanimously passed, the Board reduced the \$2,000 late fee to \$600 based on Rule 1205C.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 14-1059 for a waiver of the \$480 late fee assessed against Nolan A. Marshall, Jr., a candidate for Orleans Parish School Board, District 7 in the November 6, 2012 election, for filing his 2013 Supplemental campaign finance disclosure report 8 days late. On motion

made, seconded and unanimously passed, the Board declined to waive the \$480 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 14-1060 for a waiver of the \$400 late fee assessed against Michelle Scott Bennett, a candidate for Judge, Family Court, Civil District Court, Orleans Parish in the November 4, 2014 election, for filing her 180-P campaign finance disclosure report 95 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$400 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. 14-1095 for a waiver of the \$2,000 late fee assessed against Jon D. Johnson a candidate for State Senator, District 2 in the October 20, 2007 election, for filing his 2012 Supplemental campaign finance disclosure report 557 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,000 late fee.

The Board unanimously agreed to take action on the items contained in the Lobbyist 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 Lobbyist Disclosure Waiver Chart, excluding Docket Nos. 14-1066 and 14-1139, taking the following action:

The Board considered a request in Docket No. 14-1028 for a waiver of the \$200 late fee assessed against Johna Randa for failure to timely file a lobbyist expenditure report. 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 Lobbyist Disclosure Act.



The Board considered a request in Docket No. 14-1140 for a waiver of the \$1,500 late fee assessed against Louis Buatt for failure to timely file a Supplemental Registration report. 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. 14-1066 for a waiver of the two (2) \$450 late fees assessed against assessed against Desiree T. Lemoine for failure to file two (2) Supplemental Registration reports. On motion made, seconded and unanimously passed, the Board rescinded the late fees totaling \$900. Board Member Bruneau recused himself.

The Board considered a request in Docket No. 14-1139 for a waiver of the \$200 late fee assessed against Alton Ashy for failure to timely file a Supplemental Registration report. On motion made, seconded and unanimously passed, the Board rescinded the \$200 late fee. Board Member Bruneau recused himself.

The Board unanimously agreed to take action on the items contained in the Personal Financial Disclosure Waiver Chart en globo subject to any items being removed from the en globo listing for further discussion. On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the items in the Personal Financial Disclosure Waiver Chart, excluding Docket Nos. 14-1032, 14-1035, 14-1132, 14-1133 and 14-1138, taking the following action:

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

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

- Docket No. 14-659 from Johnny Natt of a \$1,500 late fee and offer payment plan;
- Docket No. 14-848 from Francis Ebarb of a \$1,500 late fee;
- Docket No. 14-965 from Juan Hays of two (2) \$1,500 late fees and offer payment plan;
- Docket No. 14-1033 from Christopher Washington of a \$1,500 late fee;
- Docket No. 14-1115 from Broderick Brooks of a \$1,500 late fee;

Docket No. 14-1122 from Nettie Brown of a \$1,500 late fee;  
Docket No. 14-1125 from Hunter Carter of a \$1,500 late fee and offer payment plan;  
Docket No. 14-1127 from Edward Patrick of a \$1,500 late fee; and,  
Docket No. 14-1130 from Stephen Hulsey of a \$1,500 late fee.

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

Docket No. 14-1128 from Carl Crowe of a \$1,500 late fee; and,  
Docket No. 14-1134 from Linda Dupuis of a \$1,500 late fee.

The Board considered a request in Docket No. 14-569 for a waiver of the \$1,500 late fee assessed against Johnny Mathews, a member of the East Hodge Board of Aldermen, Jackson Parish, for filing his 2011 Tier 3 Annual personal financial disclosure statement 261 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics and provided that the \$500 is payable within 30 days unless other payment arrangements are made. If other payment arrangements not made and payment is not received within 30 days, the full amount of the late fee becomes due and owing.

The Board considered a request in Docket No. 14-648 for a waiver of the \$1,500 late fee assessed against Jewel Jaudon, a member of the Greenwood Board of Aldermen, Caddo Parish, for filing her 2012 Tier 3 Annual personal financial disclosure statement 186 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics and provided that the \$500 is payable within 30 days unless other payment arrangements are made. If other payment arrangements not made and payment is not received within 30 days, the full amount of the late fee becomes due and owing.

The Board considered a request in Docket No. 14-1112 for a waiver of the \$1,500 late fee

assessed against Althan Smith, a member of the Richland Parish Police Jury, for filing his 2011 Tier 3 Annual personal financial disclosure statement 166 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. 14-1121 for a waiver of the \$300 late fee assessed against Brian Huval, a member of the South Burbank Crime Prevention Development District, for filing his amended 2012 Tier 2.1 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 Code of Governmental Ethics.

The Board considered a request in Docket No. 14-1123 for a waiver of the two (2) \$1,500 late fees assessed against Ruthie Moore, a Morehouse Parish Constable, for filing her 2011 Tier 3 Annual personal financial disclosure statement 293 days late and her 2012 Tier 3 Annual personal financial disclosure statement 175 days late. On motion made, seconded and unanimously passed, the Board (1) declined to waive the \$1,500 late fee with respect to the 2011 Tier 3 Annual personal financial disclosure statement but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics and provided that the \$500 is payable within 30 days unless other payment arrangements are made. If other payment arrangements not made and payment is not received within 30 days, the full amount of the late fee becomes due and owing; and, (2) declined to waive the \$1,500 late fee with respect to the 2012 Tier 3 Annual personal financial disclosure statement with the option of a payment plan.

The Board considered a request in Docket No. 14-1124 for a waiver of the \$1,500 late fee

assessed against Richard Quillin, a former member of the Rodessa Board of Aldermen, Caddo Parish, for filing his amended 2010 Tier 3 Annual personal financial disclosure statement 225 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. 14-1126 for a waiver of the \$1,500 late fee assessed against Amanda George, a former member of the Belle Chasse Academy Charter School Board, for filing her 2012 Tier 3 Annual personal financial disclosure statement 212 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics and provided that the \$500 is payable within 30 days unless other payment arrangements are made. If other payment arrangements not made and payment is not received within 30 days, the full amount of the late fee becomes due and owing.

The Board considered a request in Docket No. 14-1129 for a waiver of the \$2,500 late fee assessed against Tommy Deville, a Rapides Parish Constable, for filing his 2012 Tier 2 Annual personal financial disclosure statement 135 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 Code of Governmental Ethics.

The Board considered a request in Docket No. 14-1136 for a waiver of the \$1,500 late fee assessed against Tonia Dunn, a former member of the East Baton Rouge Parish Housing Authority, for filing her 2012 Tier 2.1 Annual personal financial disclosure statement 88 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but

suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics and provided that the \$500 is payable within 30 days unless other payment arrangements are made. If other payment arrangements not made and payment is not received within 30 days, the full amount of the late fee becomes due and owing.

The Board considered a request in Docket No. 14-1137 for a waiver of the \$1,500 late fee assessed against Janice Nelson, a member of the Morehouse Sales Tax Commission, for filing her 2012 Tier 2.1 Annual personal financial disclosure statement 166 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics and provided that the \$500 is payable within 30 days unless other payment arrangements are made. If other payment arrangements not made and payment is not received within 30 days, the full amount of the late fee becomes due and owing.

The Board considered a request in Docket No. 14-1032 for a waiver of the \$100 late fee assessed against Oris Cheramie, Jr., a former member of the Veterans Memorial District, Ward 10, for filing his 2012 Tier 2.1 Annual personal financial disclosure statement 2 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$100 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. 14-1035 for a waiver of the \$1,500 late fee assessed against Broderick Bagert, Jr., a former member of the Morris Jefferson Community Charter School Board, for filing his 2011 Tier 3 Annual personal financial disclosure statement 304 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee

with the option of a payment plan. Board Members Bruneau and Shelton recused themselves.

The Board considered a request in Docket No. 14-1132 for a waiver of the \$1,500 late fee assessed against Anthony Mullins, a member of the Sarepta Board of Aldermen, Webster Parish, for filing his amended 2011 Tier 3 Annual personal financial disclosure statement 116 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. 14-1133 for a waiver of the two (2) \$2,500 late fees assessed against Timothy Vessel, Sr., a member of the Gonzales City Council, for filing his amended 2011 Tier 2 Candidate personal financial disclosure statement 183 days late and his amended 2012 Tier 2 Annual personal financial disclosure statement 183 days late. On motion made, seconded and unanimously passed, the Board waived the \$2,500 late fee with respect to the 2011 Tier 2 Candidate personal financial disclosure statement and declined to waive the \$2,500 late fee with respect to the 2012 Tier 2 Annual personal financial disclosure statement but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 14-1138 for a waiver of the \$2,500 late fee assessed against Frederick Everhardt, Jr., a member of the St. Bernard Parish Council, for filing his 2012 Tier 2 Annual personal financial disclosure statement 224 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee but suspended \$2,200 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 14-433 for a waiver of the \$200 late fee assessed against Russell Starns, a member of the Central Community School District, East Baton

Rouge Parish, for filing his 2010 School Board Disclosure Statement 213 days late. On motion made, seconded and unanimously passed, the Board waived the \$200 late fee, since his notice of delinquency was not issued within 4 days of the due date.

The Board considered an untimely request in Docket No. 14-1027 for a waiver of the \$1,500 late fee assessed against Lyndell Atkins, Chief of Police for Harrisonburg, Catahoula Parish, for filing his 2011 Tier 3 Annual personal financial disclosure statement 284 days late. On motion made, seconded and unanimously passed, the Board declined to consider the waiver request.

The Board considered an untimely request in Docket No. 14-1114 for a waiver of the \$1,500 late fee assessed against James Adger, a member of the Caddo Parish Levee District, for filing his 2012 Tier 2.1 Annual personal financial disclosure statement 31 days late. On motion made, seconded and unanimously passed, the Board deferred the matter and instructed the staff to obtain additional information as to whether or not Mr. Adger is still serving as a member of the Caddo Parish Levee District.

On motion made, seconded and unanimously passed, the Board agreed to take action on the items in G45 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 G45, excluding Docket Nos. 12-426 and 14-655, taking the following action:

The Board considered a request for reconsideration in Docket No. 13-1400 of a request for a waiver of the \$1,500 late fee assessed against Nial Patel for his failure to timely file a Lobbyist Supplemental Registration report. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for reconsideration in Docket No. 13-1710 of a request for a waiver of the two (2) \$400 late fees assessed against Archie L. Martin, Jr., a candidate for Mayor of the Village of Anacoco, Vernon Parish, in the November 6, 2012 election, for filing his 10-P and 10-G campaign finance disclosure reports 374 and 345 days late. On motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$800 but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act.

The Board considered a request for reconsideration in Docket No. 14-217 of a request for a waiver of the \$1,000 late fee assessed against Jodi Aamodt, a member of the Kipp New Orleans Charter School, for filing her 2011 Tier 3 personal financial disclosure statement 20 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,000 late fee but suspended \$750 conditioned upon future compliance with the Code of Governmental Ethics and provided that the \$250 is payable within 30 days unless other payment arrangements are made. If other payment arrangements not made and payment is not received within 30 days, the full amount of the late fee becomes due and owing.

The Board considered a request for reconsideration in Docket No. 14-361 of a request for a waiver of the \$1,500 late fee assessed against Melvin D. Robinson, Sr., a member of the Columbia Town Council, Caldwell Parish, for filing his 2011 Tier 3 Annual personal financial disclosure statement 286 days late, which all but \$500 was suspended at the May 2014 meeting; and a \$1,500 late fee assessed for filing his 2012 Tier 3 Annual personal financial disclosure statement 168 days late, which the Board declined to waive at the May 2014 meeting. On motion made, seconded and unanimously passed, the Board affirmed its prior decision in which it (1) declined to waive the



\$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics with respect to the 2011 report and provided that the \$500 is payable within 30 days unless other payment arrangements are made. If other payment arrangements are not made and payment is not received within 30 days, the full amount of the late fee becomes due and owing; and, (2) declined to waive the \$1,500 late fee with respect to the 2012 report with the option of a payment plan.

The Board considered a request for reconsideration in Docket No. 14-431 of a request for a waiver of the \$1,500 late fee assessed against Jim Bruce, Richland Parish Constable, Ward 5, for filing his 2011 Tier 3 Annual personal financial disclosure statement 267 days late, which the Board declined to waive at the June 2014 meeting. On motion made, seconded and unanimously passed, the Board affirmed its 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. 14-663 of a request for a waiver of the \$1,500 late fee assessed against Margie Davenport, Mayor of the Town of Powhatan, Natchitoches Parish, for filing her 2011 Tier 3 Annual personal financial disclosure statement 258 days late, which the Board suspended all but \$500 at the June 2014 meeting. On motion made, seconded and unanimously passed, the Board affirmed its prior decision to decline to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics with the option of a payment plan.

The Board considered a request for reconsideration in Docket No. 12-426 of a request for a waiver of the \$1,500 late fee assessed against Arnold Smith for filing his 2009 Tier 3 Annual personal financial disclosure statement 318 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 an untimely request for reconsideration in Docket No. 14-655 of a request for a waiver of the \$1,500 late fee assessed against John Morris, III, a member of the Iberville Parish School Board, for filing his 2013-2014 School Board Disclosure Statement 139 days late, which the Board waived all but \$500 at the June 2014 meeting. On motion made, seconded and passed by a vote of 9 yeas by Board Members Backhaus, Blewer, Bruneau, Ingrassia, Larzelere, Leggio, McAnelly, Michiels and Monroe and 2 nays by Board Members Lemke and Shelton, the Board declined to consider the reconsideration request.

On motion made, seconded and unanimously passed, the Board agreed to add consideration of the revised financial disclosure forms to the agenda. Board Member Bruneau thanked the House and Senate staff as well as the Board's staff for their work on the forms. On motion made, seconded and unanimously passed, the Board adopted the financial disclosure forms with the technical changes.

The Board unanimously adjourned at 12:04 p.m.

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Secretary

APPROVED:

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Chairman

