



Louisiana Board of Ethics

**LaSalle Building
First Floor - Griffon Room
JULY 16, 2015
2:30 PM
617 North 3rd Street
Baton Rouge, Louisiana**

Note: Meetings begin on July 16, 2015 and continue to July 17, 2015.

Executive Session

Consideration of complaints and reports deemed confidential pursuant to Section 1141 of the Code of Governmental Ethics.

Discussion in Executive Session of the charges issued against Michael Reasons and Scott Berthelot.

Discussion in executive session regarding charges issued against Kevin Guidry.

Louisiana Board of Ethics

**LaSalle Building
First Floor - LaBelle Room
JULY 17, 2015
9:00 AM
617 North 3rd Street
Baton Rouge, Louisiana**

GENERAL

Appearances

G1. Docket No. 14-1254

Appearance in connection with a request to reconsider the denial of a waiver request submitted by Jimmy Laurent, Sr., a member of the St. Tammany Parish 911 Commission, regarding a \$1,500 late fee assessed for filing his 2012 Tier 2.1 annual pfd 103 days late.

G2. Docket No. 15-197

Reconsideration of the Board's suspension of all but \$500 of a \$1,500 late fee in connection with a waiver request submitted by Michael R. McCartney, LaSalle Soil and Water Conservation District, regarding a \$1,500 late fee assessed for filing his 2013 Tier 2.1 Annual PFD 32 days late.

G3. Docket No. 15-243

Appearance in connection with a request that the Board waive the \$2,500 campaign finance late fee assessed against Gideon Carter, III, a candidate for Judge, 1st Circuit, 2nd District, Court of Appeal, East Baton Rouge Parish in the November 6, 2012 Election, whose 2013 Supplemental campaign finance disclosure report was filed inaccurately.

G4. Docket No. 15-534

Request that the Board waive the \$2,000 campaign finance late fee assessed against Geraldine "Geri" Broussard Baloney, a candidate for District Attorney, 40th Judicial District, St. John the Baptist Parish in the November 4, 2014 Election, whose 2014 Supplemental campaign finance disclosure report was filed 89 days late.

Consent Agenda and Consent Opinions

G5. Docket No. CHART

Chart for Advisory Opinion Requests on the General Consent July 2015 Agenda.

G6. Docket No. 15-033

Advisory opinion request regarding whether Edward Fowler, a Medicaid Program Manager 2 with the Policy and Compliance Section under the Bureau of Health Services Financing with the Department of Health and Hospitals (DHH), within two years of the termination of his employment, may accept employment with AmeriHealth Caritas at a time when AmeriHealth Caritas has a contractual relationship with the Bureau of Health Services Financing.

G7. Docket No. 15-363

Advisory opinion request regarding whether P.J. Hahn, the former Local Administrator of the Coastal Zone Management Program in Plaquemines Parish, can assist, on a contractual basis, with the complex funding and procurement for new coastal projects in Plaquemines Parish.

G8. Docket No. 15-496

Advisory opinion request by Debra Jackson, Tax Administrator for the Jackson Parish Sales Tax Commission, regarding whether Wayne Alford and Dennis Clary may legally serve as appointees to the Jackson Parish Sales Tax Commission while they receive income from the sales tax checks issued to them or their spouses by the Jackson Parish School Board.

G9. Docket No. 15-502

Advisory opinion request from Rodney Schamerhorn, a candidate for State Representative, District 24, in the October 24, 2015 election, regarding the campaign finance contribution limits for S corporations.

G10. Docket No. 15-518

Advisory opinion request by Joshua Duplantis regarding whether he may be a member of the Louisiana Tech University Department of Professional Aviation Industry Advisory Board while being employed by the Department of Transportation and Development (DOTD).

G11. Docket No. 15-555

Advisory opinion request regarding whether Leigh Anne Fontenot, a

Hydraulics Engineer with the Department of Transportation and Development, can accept engineering work referred to her by Eric Conner.

- G12.** Docket No. 15-557
Advisory opinion request regarding whether Jason Brown may be hired as a firefighter by St. Mary's Fire Protection District No. 3, within two years of his resignation from the District Board.
- G13.** Docket No. 15-560
Advisory opinion request regarding whether the Code of Governmental Ethics would prohibit the Ward Seven Fire Protection District of Bienville Parish (District) from awarding a contract to cut grass to Mr. Clint Robinson.
- G14.** Docket No. 15-563
Advisory opinion regarding whether the Code of Governmental Ethics prohibits Matthew Duhon's wife, Rachael Duhon, from working for Hearts of Hospice, which conducts business with the Southwest Louisiana Veterans Home (Home), while he serves as the Home's Administrator.
- G15.** Docket No. 15-564
Advisory opinion request as to whether David Peralta, Parish President of St. Bernard Parish, may use campaign funds to pay for his legal fees for criminal charges.
- G16.** Docket No. 15-565
Advisory opinion request regarding whether William Aaron, Jr., as a member of the Board of Directors of the Laureate Academy Charter School, may represent the Jefferson Parish School Board as a compensated special counsel in matters unrelated to the Laureate Academy Charter School.
- G17.** Docket No. 15-603
Advisory opinion request request regarding whether the Code of Governmental Ethics would prohibit Gary Duhon and his company, JAG Construction, from participating in certain transactions if he is elected to serve as St. Mary Parish President
- G18.** Docket No. 15-605
Advisory opinion regarding whether Cheryl D. Windham, Executive Counsel for the Department of Transportation and Development (DOTD), may accept employment with a law firm within two years of her retirement that represents parties and provide legal services for parties that have disputes and litigation handled by the Construction Unit of DOTD Legal Section for the Office of Engineering.
- G19.** Docket No. 15-607
Advisory opinion request regarding whether Ronald Sharp, a member of the Livingston Parish Council can bid on or purchase property from the Livingston Parish Sheriff's Office.
- G20.** Docket No. 15-611
Advisory opinion request concerning the post-employment restrictions that apply to Deborah D. Keller, the former Director of the Port Development Division/Chief Engineer for the Port of New Orleans.
- G21.** Docket No. 15-612
Advisory opinion request regarding whether Christina Mehal can provide services to the Jefferson Davis Addictive Disorder Clinic while she serves as member of the governing board of the Imperial Calcasieu Human Services Authority.

Disclosure Reports

- G22.** Docket No. 15-571
Notice of disclosures filed with the Board during March and April 2015.

Regular Business

- G23.** Docket No. MINUTES
June 2015 Board Minutes
- G24.** Docket No. 12-1647
Consent opinion regarding ethics violations involving Madison Parish Hospital Service District board member Marjorie Day.
- G25.** Docket No. 13-1052
Consideration of a consent order regarding a company owned by Lee Stanley, Fire Chief of Fire Protection District #12, transacting business with the Fire District.
- G26.** Docket No. 15-423
Consideration of a disqualification plan involving the expropriation of vacant land by St. Bernard Parish Government which is owned by Joyce Geeck Hunnicut, the wife of the head of St. Bernard Parish Government's Hazard Mitigation Department.
- G27.** Docket No. 15-608
Advisory opinion request regarding the implications of a contract between the Louisiana Housing Corporation and National Housing Consultant Services, LLC.
- G28.** Docket No. 15-609
Advisory opinion request regarding whether the deputies and employees of the Livingston Parish Sheriff's Office may pay to have a home alarm system installed and receive free monitoring services from Certified Alarm.
- G29.** Docket No. 15-613
Advisory opinion request regarding whether Navigant Consultants, Inc. may assist Louisiana Healthcare Quality Forum (Quality Forum) in transactions with the Department of Health and Hospitals (DHH) when John Hardy, an employee of Navigant Consultants, Inc., is a former employee of DHH.
- G30.** Docket No. 15-614
Draft advisory opinion with respect to the application of the Code of Governmental Ethics as to charter schools and employees of for-profit companies that work at traditional public schools.
- G31.** Docket No. LEGISLA
Legislation enacted during the 2015 Regular Legislative Session.

G32. WAIVER REQUESTS - CAMPAIGN FINANCE

Docket No. chart
July 2015 Campaign Finance Waiver Chart

Docket No. 15-384
Request that the Board waive the \$960 in campaign finance late fees assessed against Gary V. Evans, a candidate for District Attorney/42nd Judicial District, De Soto Parish in the November 4, 2014 Election, whose 10-G campaign finance disclosure report was filed 6 days late, EDE-P campaign finance disclosure report was filed 17 days late, and 2014 Supplemental was filed 1 day

late.

Docket No. 15-455

Request that the Board waive the \$660 campaign finance late fee assessed against Nanine McCool, a candidate for District Judge/22nd Judicial District, St. Tammany Parish in the November 4, 2014 Election, whose EDE-P campaign finance disclosure report was filed 11 days late.

Docket No. 15-459

Request that the Board waive the campaign finance late fees assessed against Francis "Frank" Olivier, III, a candidate for Judge, 27th Judicial District Court, St. Landry Parish in the November 4, 2014 Election, whose EDE-P campaign finance disclosure report was filed 10 days late, 10-G campaign finance disclosure report was filed 155 days late, and 2014 Supplemental campaign finance disclosure report was filed 97days late.

Docket No. 15-532

Request that the Board waive the \$100 campaign finance late fee assessed against Michael Betts, a candidate for District Judge/21st Judicial District, Livingston Parish in the November 4, 2014 Election, whose EDE-G campaign finance disclosure report was filed one (1) day late.

Docket No. 15-535

Request that the Board waive the \$5,000 in campaign finance late fees assessed against Julian Parker, a candidate for District Judge, Orleans Parish in the September 21, 1996 Election, whose 2014 Supplemental campaign finance disclosure report was filed 98 days late, and whose 2014 Supplemental campaign finance disclosure report in the October 4, 2008 Election also was filed 98 days late.

Docket No. 15-536

Request that the Board waive the \$300 campaign finance late fee assessed against Todd G. Thoma, a candidate for Coroner, Caddo Parish in the October 24, 2015 Election, whose 180-P campaign finance disclosure report was filed 3 days late.

Docket No. 15-538

Request that the Board waive campaign finance late fees assessed against Gilbert Aucoin, a candidate for District Judge, 13th Judicial District Court, Evangeline Parish in the November 4, 2014 Election, whose 30-P campaign finance report was filed 22 days late, 10-P report was filed 1 day late, EDE-P report was filed 7 days late, 2014 supplemental report was filed 132 days late and 10-G report was filed 216 days late.

Docket No. 15-540

Request that the Board waive the campaign finance late fees assessed against Cleveland R. Coon, a candidate for Judge, 19th Judicial District Court, East Baton Rouge Parish in the November 4, 2014 Election, whose 10-P campaign finance report was filed six (6) days late, 10-G report was filed one (1) day late, EDE-G report was filed four (4) days late, and 40-G report was filed eight (8) days late.

Docket No. 15-567

Request that the Board waive the \$400 campaign finance late fee assessed against Aaron Natali, a candidate for School Board Member, District 1, Calcasieu Parish in the November 4, 2014 Election, whose EDE-P campaign finance disclosure report was filed 17 days late.

Docket No. 15-569

Request that the Board waive the \$360 campaign finance late fee assessed against Theresa "Terri" M. Miles, a candidate for District Judge, 24th Judicial District, Jefferson Parish in the November 4, 2014 Election, whose EDE-P campaign finance disclosure report was filed 20 days late.

Docket No. 15-570

Request that the Board waive the \$600 campaign finance late fee assessed against Joey Hester, a candidate for City Marshal, City of Shreveport in the November 4, 2014 Election, whose EDE-P campaign finance disclosure report was filed 20 days late.

G33. WAIVER REQUESTS - PERSONAL FINANCIAL DISCLOSURE

Docket No. CHART

July 2015 PFD Waiver Chart.

Docket No. 15-196

Waiver request submitted by Alan C. Arnold, New Orleans Board of Liquidation and Debt, regarding a \$1,500 late fee assessed for failing to file his 2012 Tier 2.1 pfd 75 days late and a \$250 late fee assessed for filing his 2013 Tier 2.1 Annual PFD 5 days late.

Docket No. 15-524

Waiver request submitted by Shelton Scott, Gibsland Chief of Police - Bienville Parish, regarding a \$1,500 late fee assessed for filing his 2013 Tier 3 Annual PFD 56 days late.

Docket No. 15-526

Waiver request submitted by Robert "R.D." Slayton, Village of Saline, Mayor - Bienville Parish, regarding a \$1,500 late fee assessed for filing his 2013 Tier 3 Annual PFD Report 66 days late.

Docket No. 15-528

Waiver request submitted by Jimmie C. Ballard, Vinton Harbor and Terminal Board, regarding a \$1,050 late fee assessed for filing his 2013 Tier 2.1 Annual PFD 21 days late.

Docket No. 15-529

Waiver request submitted by Barry David Bartholomew, candidate for the Jean Lafitte Town Council - Jefferson Parish, in the March 28, 2015 election, regarding a \$1,500 late fee assessed for filing his 2014 Tier 3 Candidate PFD Report 49 days late.

Docket No. 15-530

Waiver request submitted by Millie Atkins, Commerce and Industry Board, regarding a \$400 late fee assessed for filing her 2013 Tier 2.1 Annual PFD Report 8 days late.

Docket No. 15-531

Waiver request submitted by Christopher "Chris" Williams, Cotton Valley Board of Aldermen - Webster Parish, regarding a \$1,500 late fee assessed for not filing his 2012 Tier 3 Annual PFD Report.

G34. WAIVER REQUESTS - RECONSIDERATIONS

Docket No. 14-1248

Reconsideration of the Board's denial of a waiver request submitted by Mary Neiheisel, a member of the Acadiana Area Human Services District, regarding a \$1,500 late fee assessed for filing her amended 2011 Tier 2.1 annual pfd 182

days late.

Docket No. 14-1476

Reconsideration of the Board's denial of a waiver request submitted by Dr. Brett Campanella, a member of the State Board of Practical Nurse Examiners, regarding a \$1,500 late fee assessed for filing his 2012 Tier 2.1 annual pfd 180 days late.

Docket No. 15-188

Reconsideration of a denial of a waiver request submitted by Christopher Ray Fowler-Sandlin, a former member of the Shreve Memorial Library Board of Control, regarding a \$1,500 late fee assessed for filing his 2012 Tier 2.1 Annual PFD 379 days late.