

LOUISIANA BOARD OF ETHICS
MINUTES
January 17, 2014

The Board of Ethics met on January 17, 2014 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, Leggio, McAnelly, Monroe and Shelton present. Absent were Board Members Backhaus, Lemke and Stafford. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, Aneatra Boykin, Mike Dupree, Jennifer Land, Suzanne Mooney and Brett Robinson.

Chairman Monroe announced that Mr. Stafford had resigned from his position on the Board and that the process for selecting a new member was underway.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for reconsideration in Docket No. 12-381 for a waiver of the \$1,400 late fee assessed against Carolyn N. Hill, a candidate for BESE, District 8 in the October 22, 2011 election, for filing her Special campaign finance disclosure report 14 days late. The Board temporarily deferred the matter until later in the meeting.

The Board considered a request in Docket No. 13-822 for a waiver of the \$1,000 late fee assessed against John Landrum, a member of the KIPP New Orleans Charter School Board, for filing his 2011 Tier 3 annual personal financial disclosure statement 20 days late. On motion made, seconded and unanimously passed, the Board continued the matter.

Ms. Maria Dugas, a member of the Board of Examiners for Private Investigators, appeared before the Board in connection with a request for reconsideration of an untimely request in Docket No. 13-963 for a waiver of the \$1,500 late fee assessed against her for filing her 2011 Tier 2.1 annual

personal financial disclosure statement 40 days late. After hearing from Ms. Dugas, 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.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for reconsideration in Docket No. 13-1089 for a waiver of the \$1,200, \$1,000 and \$1,200 late fees assessed against Pelican State Liberty PAC and Reilly O'Neal, its chairman, for filing three (3) Monthly campaign finance disclosure reports 6, 5 and 6 days late. On motion made, seconded and unanimously passed, the Board continued the matter.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 13-1133 for a waiver of the \$2,000, \$2,000, \$2,000 and \$2,000 late fees assessed against Suddenlink Louisiana PAC for filing the 90-P, 30-P, 10-P and 10-G campaign finance disclosure reports 243, 181, 161 and 131 days late. On motion made, seconded and unanimously passed, the Board continued the matter.

Board Member Lemke arrived at the meeting at 9:12 a.m.

Mr. Dexter Brown, member of the St. Landry Parish Council, and his attorney, Ms. Scherri Guidry, appeared before the Board in connection with an untimely request in Docket No. 13-1146 for a \$2,500 late fee assessed against Mr. Brown for filing his 2009 Tier 2 annual personal financial disclosure statement 355 days late; a \$1,900 late fee assessed for filing his 2010 Tier 2 annual personal financial disclosure statement 19 days late; and a \$2,500 late fee assessed for filing his 2011 Tier 2 annual personal financial disclosure statement 25 days late. After hearing from Mr. Brown and Ms. Guidry, on motion made, seconded and unanimously passed, the Board affirmed its prior

decision to decline to waive the late fees totaling \$6,900 but suspended \$900 conditioned upon future compliance with the Code of Governmental Ethics. The Board further agreed to allow Mr. Brown to enter into a payment plan.

Mr. Jeffery S. Jenkins, a member of the University of Louisiana System, appeared before the Board in connection with a request in Docket No. 13-1364 for a waiver of the \$1,500 late fee assessed against him for filing his 2010 Tier 2.1 annual personal financial disclosure statement 380 days late. On motion made, seconded and passed by a vote of 7 yeas by Board Members Bruneau, Larzelere, Leggio, Lemke, McAnelly, Monroe and Shelton and 2 nays by Board Members Blewer and Ingrassia, the Board declined to waive the \$1,500 late fee but suspended \$750 conditioned upon future compliance with the Code of Governmental Ethics.

Mr. Seth Magruder Dawson, a member of the State Police Commission, appeared before the Board in connection with a request in Docket No. 13-1369 for a waiver of the \$1,500 late fee assessed against him for filing his 2010 Tier 2.1 Annual personal financial disclosure statement 379 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$750 conditioned upon future compliance with the Code of Governmental Ethics.

Ms. Barbara J. Haynes appeared before the Board in connection with a request in Docket No. 13-1401 for a waiver of the \$600 late fee assessed against her for her failure to timely file a Lobbyist Supplemental report. After hearing from Ms. Haynes, on motion made, seconded and unanimously passed, the Board declined to waive the \$600 late fee but suspended \$400 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 13-1490 for a waiver of the late fees totaling

\$150 assessed against Malcolm Myer for his failure to timely file lobbyist expenditure reports. The Board temporarily deferred the matter until later in the meeting.

Ms. Hamida Labi and her attorney, Mr. Doug Cockerham, appeared before the Board in connection with a request in Docket No. 13-1564 for a waiver of the \$1,500 late assessed against for Ms. Labi for failure to timely file a lobbying registration report. After hearing from Ms. Labi and Mr. Cockerham, on motion made, seconded and unanimously passed, the Board waived the \$1,500 late fee.

Mr. Larry Spencer, a candidate for East Baton Rouge Parish Justice of the Peace in the October 19, 2013 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 13-1578 for a waiver of the \$360 late fee assessed against him for filing his EDE-P campaign finance disclosure report 9 days late. After hearing from Mr. Spencer, on motion made, seconded and unanimously passed, the Board declined to waive the \$360 late fee but suspended \$160 conditioned upon future compliance with the Campaign Finance Disclosure Act.

Mr. Joel Boe, a candidate for East Baton Rouge Parish Councilman, Metro District 9 in the November 6, 2012 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 13-1579 for a waiver of the \$2,000 late fee assessed against him for filing his EDE-P campaign finance disclosure report 25 days late. After hearing from Mr. Boe, on motion made, seconded and unanimously passed, the Board waived the \$2,000 late fee.

Mr. Norbert Chabert, Chairman for Coastal IMPAC, and Ms. Genie Ardoin, Mr. Chabert's campaign manager, appeared before the Board, in its capacity as the Supervisory Committee on

Campaign Finance Disclosure, in connection with a request in Docket No. 13-1580 for a waiver of the \$2,000 late fee assessed against the committee for filing its July 2013 Monthly campaign finance disclosure report 74 days late. After hearing from Mr. Chabert and Ms. Ardoin, on motion made, seconded and passed by a vote of 8 yeas by Board Members Bruneau, Ingrassia, Larzelere, Leggio, Lemke, McAnelly, Monroe and Shelton and 1 nay by Board Member Blewer, the Board declined to waive the \$2,000 late fee but suspended \$1,500 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. 13-1583 for a waiver of the \$600 late fee assessed against Don Carmardelle, Jr., a candidate for Jefferson Parish Councilman, District 1 in the October 22, 2011 election, for filing his 30-P campaign finance disclosure report 15 days late. The Board temporarily deferred the matter until later in the meeting.

Mr. G. "Butch" Bourgeois, a candidate for City of Jeanerette Alderman, Ward 3 in the October 19, 2013 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 13-1584 for a waiver of the \$280 late fee assessed against him for filing his EDE-P campaign finance disclosure report 7 days late. After hearing from Mr. Bourgeois, on motion made, seconded and unanimously passed, the Board declined to waive the \$280 late fee but suspended \$180 conditioned upon future compliance with the Campaign Finance Disclosure Act.

Mr. Nanak Rai, a candidate for Orleans Parish Traffic Court Judge, Division D in the October 19, 2013 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 13-1585 for a waiver of

the \$1,100 and \$100 late fees assessed against him for filing his 10-P and 10-G campaign finance disclosure reports 11 days and 1 day late. After hearing from Mr. Rai, the Board instructed the staff to obtain additional information from the office upstairs and advised Mr. Rai that they would return to his request for consideration shortly.

Mr. John Gordon Sorey, a Richland Parish Constable, appeared before the Board in connection with a request in Docket No. 13-1591 for a waiver of the \$1,100 late fee assessed him for filing his 2012 tier 2 Annual personal financial disclosure statement 11 days late. After hearing from Mr. Sorey, on motion made, seconded and unanimously passed, the Board declined to waive the \$700 reassessment related to the late filing of his 2010 Tier 2 Annual personal financial disclosure statement and declined to waive the \$1,100 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics with the option to enter into a payment plan.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 13-1583 for a waiver of the \$600 late fee assessed against Don Carmardelle, Jr., a candidate for Jefferson Parish Councilman, District 1 in the October 22, 2011 election, for filing his 30-P campaign finance disclosure report 15 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$600 late fee but suspended \$350 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 for reconsideration in Docket No. 12-381 for a waiver of the \$1,400 late fee assessed against Carolyn N. Hill, a candidate for BESE, District 8 in the October 22, 2011 election, for filing her Special campaign finance disclosure report 14 days late. On motion made, seconded

and unanimously passed, the Board declined to reconsider the waiver request and affirmed its prior decision rendered at the July 20, 2012 meeting in which the Board declined to waive the \$1,400 late fee.

The Board considered a request in Docket No. 13-1490 for a waiver of the late fees totaling \$150 assessed against Malcolm Myer for his failure to timely file lobbyist expenditure reports. On motion made, seconded and unanimously passed, the Board declined to waive the \$150 late fee.

The Board considered an untimely request in Docket No. 13-1696 for a waiver of the \$2,500 late fee assessed against Dadrius Lanus, an unsuccessful candidate for State Representative, District 63, for filing his 2009 Tier 2 Candidate personal financial disclosure statement 887 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee and instructed the staff to offer Mr. Lanus a payment plan.

Mr. Nanak Rai, a candidate for Orleans Parish Traffic Court Judge, Division D in the October 19, 2013 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 13-1585 for a waiver of the \$1,100 and \$100 late fees assessed against him for filing his 10-P and 10-G campaign finance disclosure reports 11 days and 1 day late. After hearing from Mr. Rai, on motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$1,200.

Mrs. Toni McVea, report preparer for Thomas H. "Tom" McVea, a candidate for West Feliciana Parish President in the October 19, 2013 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 13-1582 for a waiver of the \$280 late fee assessed against Mr. McVea for filing his 10-P campaign finance disclosure report 7 days late. After hearing from Mrs. McVea, on

motion made, seconded and unanimously passed, the Board declined to waive the \$280 late fee but suspended the entire amount conditioned upon future compliance with the Campaign Finance Disclosure Act. Board Member Bruneau recused himself.

Mayor Clarence Beebe, Town of Hornbeck, appeared before the Board in connection with a request for an advisory opinion in Docket No. 14-001 regarding whether he may be employed with the Louisiana Rural Water Association (LRWA) when the Town is a member of the association. After hearing from Mr. Beebe, on motion made, seconded and unanimously passed, the Board concluded that Section 1111C(2)(d) of the Code of Governmental Ethics will prohibit Mayor Beebe from accepting compensation from the LRWA at a time when it has a business relationship with the Town. The Board further advised that termination of the Town's membership/agreement with the LRWA will allow Mayor Beebe to accept employment.

Ms. Josephine Barbers Wade, a member of the Shreve Memorial Library Board, appeared before the Board in connection with a request in Docket No. 13-1368 for a waiver of the \$1,500 late fee assessed against her for filing her 2010 Tier 2.1 Annual personal financial disclosure statement 313 days late. After hearing from Ms. Wade, 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.

The Board recessed at 10:35 a.m. and resumed back into general business session at 10:50 a.m.

Mr. Charles R. Spies, Counsel to The Fund for Louisiana's Future, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request for an advisory opinion in Docket No. 13-1543 regarding the application of La. R.S.

18:1505.2K following the U.S. Supreme Court Decision in Citizens United v. Federal Election Commission. After hearing from Mr. Spies, on motion made, seconded and unanimously passed, the Board declined to render an advisory opinion based on lack of specificity in the facts and questions provided. The Board further advised that it does not have jurisdiction and declined to render an advisory opinion regarding the constitutionality of provisions of the Campaign Finance Disclosure Act.

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 G21-G35 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 G21-G35, excluding items G28 and G33, taking the following action:

Adopted for publication, a consent opinion in Docket No. 12-1714 in which Jacquelyn Evon Weatherford, the wife of Ward Five Fire Protection District board member Carrol Weatherford, agrees that a violation of Section 1113B of the Code of Governmental Ethics occurred by contracting with the Ward Five Fire Protection District as a bookkeeper at a time when her husband served on the Ward Five Fire Protection District Board and in which Ms. Weatherford agrees to pay a fine of \$3,000.

Adopted for publication, a consent opinion in Docket No. 12-2155 in which Andrea Benjamin, an employee of the Louisiana Workforce Commission (LWC), agrees that a violation of Section 1111C(2)(d) occurred by her providing compensated services to the University of Phoenix while being employed by the LWC at a time when the University of Phoenix was seeking or had a

contractual relationship with the LWC and a violation of Section 1112B(3) of the Code of Governmental Ethics occurred by her participating in the recommendation to select the University of Phoenix to provide training to LWC's staff and in which Ms. Benjamin agrees to pay a fine of \$1,000.

Adopted an advisory opinion in Docket No. 13-296 concluding that the Code of Governmental Ethics does not apply to members of the St. Tammany Parish Republican Executive Committee, since the members of the Committee do not hold office in nor are they employed by a governmental entity or political subdivision thereof and the members of the Committee are not public employees since they are not within the definition provided in Section 1102(18) of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 13-1322 concluding that Section 1111C(2)(d) of the Code of Governmental Ethics prohibits Lake City Trucking, a company owned by James G. Gobert, from providing services to HD Truck & Tractor Service, an entity that has a contract with Chennault International Airpark Authority, while Mr. Gobert serves as a member of the Chennault International Airpark Authority Board of Commissioners.

Adopted an advisory opinion in Docket No. 13-1476 concluding that no violation of the Code of Governmental Ethics is presented by Christy Bourgeois, an employee of the Department of Children and Family Services, accepting a door prize she won while attending a conference for the Retired State Employees Association (RSEA), since it does not appear that Cruise One or RSEA is a prohibited source and since Ms. Bourgeois did not receive the cruise tickets for the performance of her job duties.

Adopted an advisory opinion in Docket No. 13-1560 concluding that Section 1111C(2)(d)

of the Code of Governmental Ethics prohibits Julia Thomas from providing consulting services to Juvo Products, LLC, while she is employed by Slidell Memorial Hospital, since Juvo Products, LLC has a business or financial relationship with Slidell Memorial Hospital as it sells the hospital products for resale at its retail store.

Declined to render an advisory opinion in Docket No. 13-1561 regarding whether the Chairman of the Lafourche Parish Recreation District No. 2 may enter into a contract with Lafourche Parish to provide insurance coverage to parish employees, since the question posed is now moot and the request for an advisory opinion had been withdrawn.

Adopted an advisory opinion in Docket No. 13-1569 concluding that no violation of the Code of Governmental Ethics is presented by the New Orleans Civil Service Commission and the New Orleans Civil Service Department contracting with James Mullaly and Victor Papai, two attorneys who formerly worked for the New Orleans City Attorney's Office, since the New Orleans Civil Service Commission and the New Orleans Civil Service Department are governmental entities and they are not considered "persons" for purposes of the Code of Governmental Ethics. Therefore, James Mullaly and Victor Papai would not be prohibited from performing contract work for either entity. Because James Mullaly and Victor Papai will not be contracting with their former agency, the New Orleans City Attorney's Office, their subsequent contracts with New Orleans Civil Service Commission and the New Orleans Civil Service are not prohibited.

Adopted an advisory opinion in Docket No. 13-1573 concluding that Section 1113 of the Code of Governmental Ethics prohibits RCC Flooring, LLC, a company owned by the University of New Orleans' Director of Recreation and Intramural Sports, Margaret Royerre, and her husband, Albert Royerre, from continuing to provide carpeting and flooring services for the University of New

Orleans' Department of Recreation and Intramural Sports and that Section 1111C(2)(d) of the Code of Governmental Ethics prohibits Ms. Royerre from accepting compensation from a person who has a business relationship with her agency. The Board further concluded that no violation of the Code of Governmental Ethics is presented by RCC Flooring, LLC entering into transactions with the Facility Services Department of the University of New Orleans.

Adopted an advisory opinion in Docket No. 13-1680 concluding that no violation of the Code of Governmental Ethics is presented by the continued employment of Travis Guidry with the Rayne Police Department if his father, Kenneth Guidry, were to be elected District #2 Councilman in Rayne, since Travis Guidry has been continuously employed by the Rayne Police Department for over a year prior to his immediate family member becoming a member of the governing authority.

Adopted an advisory opinion in Docket No. 13-1683 concluding that (1) no violation of the Code of Governmental Ethics is presented by Benjamin Boudreaux, an employee of the Department of Transportation and Development (DOTD), District 07 design office, leasing his property to JESCO Environmental & Geotechnical Services, Inc. (JESCO) to house cord plants while he is employed with the DOTD and while JESCO holds two Environmental contracts with DOTD; (2) Mr. Boudreaux is not prohibited from receiving any thing of economic value from JESCO Environmental & Geotechnical Services, Inc. (JESCO) for housing the cord plants on his personal property as long as the contracts held by JESCO are not with DOTD, District 07 design office; and, (3) Mr. Boudreaux does not have standing to ask the question with respect to whether JESCO would be restricted to selling these plants to a state agency

Adopted an advisory opinion in Docket No. 13-1686 concluding that no violation of the Code of Governmental Ethics is presented by John Powell, the Director of Research for the Feist Weiller

Cancer Center at LSU Health Center in Shreveport, accepting an honorarium as a member of the Global Conference Planning Committee for the Association of Clinical Research Professionals (ACRP), since the agency in which Mr. Powell is employed, Feist Weiller Cancer Center, does not have a contract with ACRP and is not a prohibited source from which Mr. Powell would be prohibited from receiving compensation.

Adopted an advisory opinion in Docket No. 13-1690 concluding that, under the specific circumstances presented, no violation of the Code of Governmental Ethics is presented by the City of Walker contracting with Lard Oil while the son of the City's Purchasing Agent, Claude Ezell, is employed by Lard Oil, since the City has proposed an arrangement where Claude Ezell would not participate in the contract and therefore not violate the provisions of Section 1112B(1) of the Code of Governmental Ethics. Additionally, the proposal ensures that Mike Ezell will not have a substantial economic interest which may be effected by the contract. Further, the contract would not be prohibited by Section 1113A(1)(a) of the Code of Governmental Ethics as Mike Ezell has no ownership interest in Lard Oil. The Board further advised that Mike Ezell may be required to file a disclosure statement in compliance with Section 1114 of the Code of Governmental Ethics.

Continued to a future meeting, consideration of a request for an advisory opinion in Docket No. 13-1567 regarding whether Yvonne Sudderth may contract with the Division of Administration, Office of Risk Management to provide consulting services to the Attorney General while her husband, John Sudderth, serves as an Assistant Attorney General.

By a vote of 6 yeas by Board Members Blewer, Ingrassia, Larzelere, Leggio, Monroe and Shelton and 3 nays by Board Members Bruneau, Lemke and McAnelly, adopted an advisory opinion in Docket No.13-1685 concluding that Section 1111C(2)(d) of the Code of Governmental Ethics

prohibits Rich Dupree, Chief of Staff to Pineville Mayor Clarence Fields, from working part-time and receiving compensation from Louisiana College while he is employed with the City of Pineville, since Louisiana College, a private college, has a business or financial relationship with the City of Pineville as it sells the City of Pineville a yearly sponsorship pursuant to a Cooperative Endeavor Agreement.

On motion made, seconded and unanimously passed, the Board agreed to take action on items G36-G38 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 G36-G38 taking the following action:

In connection with an Answer in Docket No. 13-1385, instructed the staff to advise Michael Melder, a former member of the Board of Aldermen for the Town of Elizabeth, that he is not required to file a 2011 Tier 3 Annual personal financial disclosure statement, since Mr. Melder's term of office ended on December 31, 2010 and his last report would be the 2010 Tier 3 Annual personal financial disclosure statement.

Accepted for filing, the disclosure statements filed in Docket No. 13-1663 for October, 2013.

Accepted for filing, the disclosure statements filed in Docket No. 13-1724 for November, 2013.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the December 19-20, 2013 meetings.

The Board considered a second request for reconsideration in Docket No. 12-1120 for a waiver of the \$1,500 late fee assessed against Gerard Frey, a member of the Acadia Soil & Water

Conservation District, for filing his 2009 Tier 2.1 Annual personal financial disclosure statement 364 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$500 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request for reconsideration in Docket No. 12-2100 for a waiver of the \$1,500 late fee assessed against Clarice Kirkland, a member of the New Orleans Council on Aging, for filing her 2009 Tier 2.1 Annual personal financial disclosure statement 525 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.

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

The Board considered a request in Docket No. 13-1109 for a waiver of the \$2,500 late fee assessed against Thomas Arnold, Sr., a former Orleans Parish Assessor, for filing his 2010 Tier 2 annual personal financial disclosure statement 386 days late and an untimely waiver request regarding a \$2,500 late fee assessed for filing his 2009 Tier 2 Annual personal financial disclosure statement 426 days late. On motion made, seconded and unanimously passed, the Board continued the matter to the March meeting.

The Board considered a request for reconsideration in Docket No. 13-1196 for a waiver of the \$1,500 late fee assessed against Judy Madison, member of the Shreveport Housing Authority, for filing her 2010 Tier 2.1 Annual personal financial disclosure statement 363 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. 13-1198 for a waiver of

the \$700 late fee assessed against Ray Mills, a former member of the North Webster Parish Industrial District Board, for filing his 2011 Tier 2.1 Annual personal financial disclosure statement 14 days late. On motion made, seconded and unanimously passed, the Board affirmed the prior decision to decline to waive the \$700 late fee.

The Board considered an untimely request Docket No. 13-1306 for a waiver of the \$1,500 and the \$1,500 late fees assessed against Clovis Mathews, a member of the Clinton Board of Aldermen, for filing his 2009 and 2010 Tier 3 Annual personal financial disclosure statements 272 days late each. On motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$3,000.

Board Chairman Monroe resumed the Chair.

The Board considered an untimely request Docket No. 13-1371 for a waiver of the \$1,500 late fee assessed against Joseph Jones, a member of the Harbor and Terminal District of Morgan City, for filing his 2010 Tier 2.1 Annual personal financial disclosure statement 407 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee.

The Board considered an untimely request Docket No. 13-1499 for a waiver of the \$1,500 late fee assessed against Joyce Smith Glapion, a member of the Finance Authority, for filing her 2010 Tier 2.1 Annual personal financial disclosure statement 442 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee.

The Board considered an untimely request Docket No. 13-1534 for a waiver of the \$1,500 late fee assessed against Gaddie W. Baker, a member of the Board of Examiners for Speech/Language Pathology and Auditory, for filing her 2010 Tier 2.1 Annual personal financial disclosure statement 335 days late. On motion made, seconded and unanimously passed, the Board

declined to waive the \$1,500 late fee.

The Board considered a request for an advisory opinion in Docket No. 13-1541 regarding whether Andrew Crocker, the son of the Fire Administrator for Tangipahoa Parish Rural Fire District #2, may be employed as a part-time employee of the Independence Volunteer Fire Department. On motion made, seconded and unanimously passed, the Board concluded that Section 1113A(1)(a) of the Code of Governmental Ethics would prohibit Andrew Crocker from being employed with the Independence Volunteer Fire Department, since the Independence Volunteer Fire Department contracts with his father's agency, the Tangipahoa Parish Rural Fire District #2, to provide fire and emergency response for the Town of Independence and its rural areas.

The Board considered an untimely request Docket No. 13-1666 for a waiver of the \$1,500 late fee assessed against Pamela Metzger, a member of the Louisiana Public Defender Board, for filing her 2010 Tier 2.1 Annual personal financial disclosure statement 298 days late. 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 unanimously agreed to take action on the items contained 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 Nos. 12-2310, 13-1577 and 13-1587 and, taking the following action:

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

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

Docket No. 13-1516 from Earnestine Coleman of a \$400 late fee and a \$920 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 13-1586 for a waiver of the \$240 late fee assessed against Christia "Tia" Simmons, a candidate for City of Jeanerette Alderman at Large in the October 19, 2013 election, for filing her EDE-P campaign finance disclosure report 6 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$240 late fee but suspended \$40 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. 13-1587 for a waiver of the \$600 late fee assessed against Kelli Terrell Temple, a candidate for City Court Judge, City of East Baton Rouge in the May 2, 2009 election, for filing her 2012 Supplemental campaign finance disclosure report 244 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$600 late fee. Board Member McAnelly recused himself.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for reconsideration in Docket No. 12-2310 for a waiver of the \$240 and \$360 late fees assessed against Brett A. Bonin, a candidate for Orleans Parish School Board, District 3 in the November 6, 2012 election, for filing his EDE-P and 10-G campaign finance disclosure reports 4 and 6 days late. On motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$600 but suspended \$350 conditioned upon future compliance with the Campaign Finance Disclosure Act. Board Member Bruneau recused himself.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board

considered a request in Docket No. 13-1577 for a waiver of the \$200 late fee assessed against Traits of Leadership PAC and Patrick Williams, its chairman, for filing the Monthly campaign finance disclosure report 1 day late. On motion made, seconded and unanimously passed, the Board declined to waive the \$200 late fee.

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. 13-1270, 13-1286, 13-1590, 13-1664 and 13-1665, taking the following action:

The Board considered a request in Docket No. 13-831 for a waiver of the \$1,500 late fee assessed against Leroy Kirk, a member of the Lecompte Board of Aldermen, for filing his 2010 Tier 3 Annual personal financial disclosure statement 423 days late. On motion made, seconded and unanimously passed, the Board rescinded the \$1,500 late fee based on Mr. Kirk's medical issues.

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. 13-1283 from Joseph Semien of a \$1,500 late fee;
Docket No. 13-1377 from Philip Beard of a \$1,500 late fee;
Docket No. 13-1500 from Carlton Campbell of a \$1,500 late fee; and,
Docket No. 13-1589 from Taranza Arvie of a \$1,500 late fee.

The Board unanimously waived the late fees against the following:

Docket No. 13-1363 from Charles Adams, II of a \$1,500 late fee;
Docket No. 13-1501 from Nolan Marshall, III of a \$1,500 late fee; and,

Docket No. 13-1665 from Pete Anderson of a \$1,500 late fee.

The Board considered a request in Docket No. 13-1304 for a waiver of the \$1,500 late fee assessed against Jarrell O. Burch, a member of the DeSoto Parish Police Jury, for filing his 2011 Tier 3 Annual personal financial disclosure statement 302 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.

The Board considered a request in Docket No. 13-1530 for a waiver of the \$1,500 late fee assessed against Pamela Denise McAlexander, a member of the Natchitoches Parish School Board, for filing her 2010 Tier 3 Annual personal financial disclosure statement 503 days late. 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.

The Board considered a request in Docket No. 13-1270 for a waiver of the \$600 late fee assessed against Dr. Steven Venters, Union Parish Coroner, for filing his amended 2011 Tier 2 Annual personal financial disclosure statement 6 days late. On motion made, seconded and unanimously passed, the Board waived the \$600 late fee.

The Board considered a request in Docket No. 13-1286 for a waiver of the \$500 late fee assessed against Philip Bell, a member of the St. Mary Port and Harbor Terminal District, for filing his 2011 Tier 2.1 Annual personal financial disclosure statement 10 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$500 late fee but suspended \$250 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 13-1590 for a waiver of the \$600 late fee assessed against Jessie L. Hoffpauir, a former member of the Natchitoches Parish Police Jury, for

filing his 2012 Tier 3 Annual personal financial disclosure statement 12 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$600 late fee but suspended \$500 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 13-1664 for a waiver of the \$2,500 late fee assessed against Peter Dale, former Harahan Police Chief, for filing his amended 2010 Tier 2 Annual personal financial disclosure statement 175 days late. On motion made, seconded and unanimously passed, the Board continued the matter.

The Board considered a request in Docket No. 13-1665 for a waiver of the \$1,500 late fee assessed against Pete Anderson, a member of the Bonita Board of Aldermen, for filing his 2010 Tier 3 Annual personal financial disclosure statement 353 days late. On motion made, seconded and unanimously passed, the Board reduced the \$1,500 late fee to \$500 and issued a letter of caution to Mr. Anderson.

The Board considered a request in Docket No. 13-1532 for a waiver of the \$400 late fee assessed against Jeffery Churchwell, a member of the Morehouse Parish School Board, for filing his 2013 School Board disclosure statement 8 days late. On motion made, seconded and unanimously passed, the Board rescinded the \$400 late fee, since the charter school which employs Mr. Churchwell's brother-in-law and his wife has been converted to a Type 3 charter school which is not under the jurisdiction of the Morehouse Parish school system but is operated by a nonprofit board of directors.

The Board considered a request in Docket No. 13-1588 for a waiver of the \$400 late fee assessed against Ronald Vollmar, a member of the Morehouse Parish School Board, for filing his 2013-2014 School Board disclosure statement 8 days late. On motion made, seconded and

unanimously passed, the Board rescinded the \$400 late fee, since Mr. Vollmar's wife is no longer employed by the Morehouse Parish School Board but is now employed with Beekman Charter School which is operated by a nonprofit board of directors.

The Board considered a request in Docket No. 13-1503 for a waiver of the \$2,500 late fee assessed against Thomas Shaffer, son of Terrebonne Levee and Conservation District and Terrebonne Veterans Memorial District member Milhado Shaffer, III, for filing his R.S. 42:1114 disclosure affidavit 33 days late. On motion made, seconded and unanimously passed, the Board waived the \$2,500 late fee.

The Board unanimously agreed to consider the following supplemental agenda items:

The Board considered a request for an advisory opinion in Docket No. 14-002 regarding whether Zachary Smith, an employee of the City of New Orleans, may accept employment with Asset Evaluation Service (AES). On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Mr. Smith's employment with AES while he is employed with the City of New Orleans, since AES does not presently have any projects reviewed by the Department of Safety and Permits. The Board also advised that if AES submits a project that must be reviewed by the Department of Safety and Permits, Mr. Smith should request an advisory opinion and provide specific information about the proposed transaction.

The Board recessed at 12:18 p.m. and resumed back into general business session at 12:30 p.m.

The Board considered suggestions for legislative proposals during the 2014 Regular Legislative Session. Ms. Allen presented an overview of the current law and the proposed law with

respect to the Code of Governmental Ethics, the Campaign Finance Disclosure Act, the Lobbyist Disclosure Act and the Personal Financial Disclosure Act. Following discussion of the legislative proposals, on motion made, seconded and unanimously passed, the Board instructed Ms. Allen to draft a letter of the Board's recommendations and, upon the review and approval by Chairman Monroe, forward it to Governor Jindal; Senate President John A. Alario Jr.; House Speaker Charles E. Kleckley; Representative Timothy G. Burns, Chairman of the House & Governmental Affairs Committee; and, Senator "Jody" Amedee, Chairman of the Senate & Governmental Affairs Committee.

The Board unanimously adjourned at 1:23 p.m.

Secretary

APPROVED:

Chairman

