

LOUISIANA BOARD OF ETHICS
MINUTES
September 15, 2017

The Board of Ethics met on September 15, 2017 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 Brandon, Bruneau, Lavastida, Leggio, McAnelly, Meinert, Michiels and Mouton-Allen, Absent were Board Members Dittmer, J. Smith and L. Smith. Also present was the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, David Bordelon, Jennifer Land, Suzanne Mooney, Brett Robinson, and Greg Thibodeaux.

Mr. Quentin "Jude" Desormeaux, a candidate for Council Member, District 1, City of New Iberia, Iberia Parish in the November 8, 2016 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 17-080 for a waiver of the \$400 and \$360 late fees assessed against him for filing his 10-P and 10-G campaign finance disclosure reports 39 and 9 days late, respectively. After hearing from Mr. Desormeaux, on motion made, seconded and unanimously passed, the Board declined to waive the \$400 and \$360 late fees but suspended \$300 of the \$400 late fee in connection with the 10-P campaign finance disclosure report and suspended \$260 of the \$360 late fee in connection with the 10-G campaign finance disclosure report conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing. The prior suspension granted to Mr. Desormeaux regarding the failure to timely file his 2015 Supplemental EDE-P campaign finance disclosure report in connection with the 9/8/2014 election is to be maintained.

Mr. Daniel Causey, II, a candidate for Councilman, Metro District 7, East Baton Rouge

Parish in the November 8, 2016 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 17-248 for a waiver of the three \$2,000 (\$6,000) late fees assessed against him for filing his 30-P, 10-P and 10-G campaign finance disclosure reports 115, 95 and 65 days late, respectively. After hearing from Mr. Causey, on motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$6,000 but suspended the entire amount 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. 17-422 for a waiver of the \$900 late fee assessed against Representative Barbara Norton, a candidate for State Representative, District 3, Caddo Parish, in the October 24, 2015 election, for filing her 2016 Supplemental campaign finance disclosure report 15 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$900 late fee. Board Member Brandon recused himself.

Mr. Christopher Tyson, a candidate for Secretary of State in the October 24, 2015 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 17-601 for reconsideration of an untimely request for a waiver of the \$2,500 late fee assessed against him for filing his 2016 Supplemental campaign finance disclosure report 65 days late. On motion made, seconded and passed by a vote of 5 yeas by Board Members Brandon, Lavastida, Leggio, Michiels and Mouton-Allen and 3 nays by Board Members Bruneau, McAnelly and Meinert, the Board declined to waive the \$2,500 late fee but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act.

Ms. Carolyn Keating Schexnaydre, a member of the St. Charles Parish Council- Division A, Member at large, appeared before the Board in connection with a request in Docket No. 17-772 for a waiver of the \$2,500 late fee assessed against her for filing her amended 2015 Tier 2 Annual personal financial disclosure statement 92 days late. After hearing from Ms. Schexnaydre, on motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

The Board considered an Answer submitted in Docket No. 17-774 by Mr. Wysinger Cleveland, a member of the Richwood Board of Aldermen, Ouachita Parish, in response to a Notice of Delinquency requesting he amend his 2016 Tier 3 Annual personal financial disclosure statement. On motion made, seconded and unanimously passed, the Board continued the matter to the November meeting.

On motion made, seconded and unanimously passed, the Board agreed to take action on items G8-G28 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 staff recommendations on items G8-G28, excluding Items G17, G18 and G27, taking the following action:

Allowed the withdrawal of a request for an advisory opinion in Docket No. 16-1166 regarding whether Walter G. Kirkland may continue to provide surveying services after he is sworn in as the elected Jackson Parish Assessor, since he has been unable to obtain information requested by the Board from the Tax Commission, and he is in the process of selling his business which would

make the question moot.

Adopted an advisory opinion in Docket No. 17-031 concluding that no violation of the Code of Governmental Ethics is presented by Richard Castille, an employee of the Department of Community Development with the Lafayette Consolidated Government, participating in the agency's Rehab Program, since the Rehab Program does not fall under the supervision or jurisdiction of the Community Development's Human Services Division.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, adopted an advisory opinion in Docket No. 17-042 concluding that no violation of the Campaign Finance Disclosure Act is presented by Camille A. "Cam" Morvant, II, the Lafourche Parish District Attorney, using campaign funds to pay for attendance, lodging and per diems to attend local and out of state continuing legal education seminars, since the use of campaign funds to attend continuing legal education seminars appears to be related to the holding of a public office and is, therefore, a permissible use of campaign funds.

Approved the disclosure plan submitted in Docket No. 17-235 by Mayor Gene Glascock, Town of Albany, in connection with the Town's use of Bankston Auto Parts & Fuel, which is owned by the brother of Councilwoman Kimberly Stewart, since the disclosure plan meets the requirements of Section 1123(22) of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 17-735 concluding that Section 1115 of the Code of Governmental Ethics would prohibit the Third District Volunteer Fire Department (the Department) from soliciting or accepting donations or contributions directly or indirectly from any person who has or is seeking a contractual, business, or other financial relationship with the Department, any person whose operations or activities are regulated by the Department, or any

person who has substantial economic interests which may be substantially affected by the performance or non performance of the public employee's official duty. The Board further concluded that it lacked sufficient information to render a decision regarding the use of funds from the private bank account for the invoice related to the fliers which were mailed out in opposition to a proposition. However, the Board advised that it may be able to render a decision after the Department receives an opinion from the Attorney General's Office.

Adopted an advisory opinion in Docket No. 17-736 concluding that no violation of the Code of Governmental Ethics would be presented by Ellen McKnight, an employee of Southern University, and/or her business, the Maxine Firm, from conducting nutrition seminars to members of the general public provided they are not eligible for the SNAP-Ed program.

Adopted an advisory opinion in Docket No. 17-758 concluding that no violation of the Code of Governmental Ethics is presented by Kirk Peshoff applying for employment with the Cameron Parish Water & Wastewater District No.1 while his wife, Tammy Peshoff, recently resigned from the Cameron Parish Water & Wastewater District No. 1 Board, since Section 1121A of the Code of Governmental Ethics only applies to the former public servant and not the spouse of the former public servant.

Declined to render an advisory opinion in Docket No. 17-759 regarding the failure of the Director of Administration for the City of Bogalusa to produce records under the Louisiana Public Records Law, since the issue does not fall within the Board's jurisdiction. The Board advised that the Attorney General's Office and/or the District Attorney for the 22nd Judicial District would be the proper agencies to address an issue relative to the Louisiana Public Records Law.

Adopted an advisory opinion in Docket No. 17-764 concluding that no violation of the Code

of Governmental Ethics is presented by the child of Brandalyn Hart, an employee of the Jefferson Parish Community Action Head Start Program, participating in the program, since Ms. Hart's agency is the Terrytown Gretna Head Start Center and since the enrollment application is processed by the JeffCAP administration, and Ms. Hart has no supervision over the application.

Approved the disqualification plan submitted in Docket No. 17-768 regarding Samuel Cooper, Jr. and Samuel Cooper, III, employees with the Department of Transportation and Development, since the submitted disqualification plan will eliminate any potential violation of Section 1112B(1) of the Code of Governmental Ethics and is compliant with the Board's Rules.

Adopted an advisory opinion in Docket No. 17-769 concluding that no violation of the Code of Governmental Ethics is presented by Phyllis Robinson continuing to work in the Town of Lake Arthur since her brother, Auldon Robinson, was elected to the Lake Arthur Town Council, since Ms. Robinson had been employed for over a year when her brother was elected to the Lake Arthur Town Council.

Adopted an advisory opinion in Docket No. 17-770 concluding that no violation of the Code of Governmental Ethics is presented by Brian Adams continuing to serve as the Director of District and School Partnerships for the South Louisiana Region for Teach for America, Inc. (TFA), if he is elected to the East Baton Rouge Parish School Board in the October 2017 election, since the exception in 82-02D is applicable and Mr. Adams would not be prohibited from continuing his employment with TFA if elected to the school board and the school board maintains its contractual relationship with TFA.

Adopted an advisory opinion in Docket No. 17-780 concluding that no violation of the Code of Governmental Ethics would be presented by the appointment of J. Ruth Kennedy to the Board

of Directors of Louisiana Health Care Quality Forum (LHCQF) following her recent retirement from the Department of Health and Hospitals, if Ms. Kennedy serves as an uncompensated member of the LHCQF.

Adopted an advisory opinion in Docket No. 17-781 concluding that no violation of the Code of Governmental Ethics would be presented by Michael Naquin continuing to serve as treasurer of the Thibodaux Volunteer Fire Department if he were elected to the Thibodaux City Council. However, Section 1113A of the Code of Governmental Ethics would prohibit Mr. Naquin from being reappointed to the treasurer position, since that would be considered entering into a transaction within his own agency. The Board further suggested that Mr. Naquin should contact the Attorney General's Office regarding the application of the Dual-Office Holding laws.

Adopted an advisory opinion in Docket No. 17-782 with respect to the following: (1) Whether the West Baton Rouge Museum may grant an exception to the Museum's Personnel Policy regarding the Limitation on the Employment of Relatives? The Board declined to render an advisory opinion regarding this issue, since the Board has no authority or jurisdiction to issue opinions regarding the Museum's Personnel Policy; and, (2) Whether the Museum can hire Toni Brantley under a professional services contract? Assuming Toni Brantley is not rehired as a Museum employee, she would be prohibited by Section 1113A of the Code of Governmental Ethics from contracting with the Museum while her daughter, Elizabeth Brantley, is employed by the Museum.

Adopted an advisory opinion in Docket No. 17-864 with respect to the following: (1) Whether Mike Francis, a member of the Public Service Commission (PSC), is prohibited from participating in transactions involving his son, Brian Francis? The Board concluded that Section 1112B(1) of the Code of Governmental Ethics would prohibit Mike Francis from voting on any

matters in which Brian Francis has a substantial economic interest. However, Mr. Francis, as an elected member of the PSC, is not prohibited from participating in any discussion or debate, provided he properly discloses the conflict prior to his discussion, and properly recuses himself from the vote on the matter; and, (2) Whether Mike Francis is prohibited from participating in transactions/decisions involving the waste hauling industry as a whole, or certificate holders other than his son? The Board concluded that Mike Francis is not prohibited from participating and voting on issues involving other PSC certified waste hauling carriers or applicants, or the waste hauling industry as a whole.

Adopted an advisory opinion in Docket No. 17-865 concluding that (1) no violation of the Code of Governmental Ethics would be presented by Guy P. Murray continuing his employment with Bryant Hammett & Associates if he is appointed as Director of Homeland Security/Office of Emergency Preparedness for Concordia Parish at a time when Bryant Hammett & Associates responds to Requests for Qualifications or Requests for Proposals or provides professional services to these entities, since Homeland Security/Office of Emergency Preparedness for Concordia Parish is a separate agency from the Governor's Office of Homeland Security & Emergency Preparedness (GOHSEP), Concordia Parish and municipalities within Concordia Parish; and, (2) Section 1111E of the Code of Governmental Ethics would prohibit Mr. Murray and Bryant Hammett & Associates from assisting in any projects involving Homeland Security/Office of Emergency Preparedness for Concordia Parish if Mr. Murray is appointed as its Director.

Adopted an advisory opinion in Docket No. 17-887 with respect to whether the Code of Governmental Ethics would prohibit CSRS, Inc. (CSRS) from responding to the Louisiana Office of Community Development (OCD)- Disaster Recovery Unit's (DRU) Request for Proposals (RFP)

for the Community Master Planning and Program Development for the Isle de Jean Charles Phase 2 and whether the Code would prohibit CSRS, Inc. from responding as a subcontractor to an RFP issued by ODC for Disaster Grant Management Services, concluding that (1) the Code of Governmental Ethics will not prohibit CSRS from serving as prime contractor on Phase 2 of the Resettlement of the Isle de Jean Charles, since the work provided by the former employees of CB&I on Phase 1 did not involve the same transaction that is the subject of Phase 2. The proposed services to be provided by CSRS are in regard to the resettlement of Isle de Jean France, services that are distinct from the services that were provided by CB&I during Phase 1, which included data gathering and community outreach; (2) no violation of the Code of Governmental Ethics is presented by CSRS providing services as a subcontractor on a Request for Proposals for work in the various Disaster Recovery Programs described in the Action Plan to be submitted to the U.S. Department of Housing and Urban Development (HUD) as long as CSRS does not provide grant management services or any services regarding any aspect of Resettlement of Isle de Jean Charles, once CSRS has been selected as Prime Contractor for the Resettlement of the Isle de Jean Charles; and, (3) Section 1112 of the Code of Governmental Ethics prohibits CSRS from participating in any transaction in which it has a substantial economic interest, therefore CSRS could not provide grant management services to the Resettlement of Isle de Jean Charles, but is not prohibited from providing grant management services to recovery efforts for which it does not provide contractor services.

Adopted an advisory opinion in Docket No. 17-766 concluding that no violation of the Code of Governmental Ethics is presented by Joe E. Ford, Jr., Bossier Parish Engineer, accepting employment as a Senior Engineer with Beast Engineering, LLC following his retirement, since he

would not be assisting any person in an a transaction or rendering any service on a contractual basis to or for his former agency. The Board further advised that Section 1112B(4) of the Code of Governmental Ethics would prohibit Mr. Ford from participating in any transaction involving Beast Engineering, LLC while he is negotiating or has arrangement for future employment with Beast Engineering.

Deferred consideration of a request for an advisory opinion in Docket No. 17-767 submitted by Vickie Briscoe, Town Clerk for the Town of Basile, regarding whether employees of the Town of Basile's Street Department can work on personal property clearing out gullies and/or ditches without charging the residents that own these properties for this service and instructed the staff to obtain additional information.

Adopted an advisory opinion in Docket No. 17-869 concluding that no violation of the Code of Governmental Ethics is presented by Nancy Kimble, the Walker City Building Official, or a business she owns purchasing a tract of land within the City limits of Walker on which she would build a personal residence and several other houses for commercial sale purposes, since Ms. Kimble would not participate in the permitting process in any way and her company would not apply for any permits with her agency, the City of Walker Building and Permitting Department.

In connection with an Answer in Docket No. 17-788 by Chalin Perez, Jr., a member of the Louisiana Transportation Authority, in response to a Notice of Delinquency requesting he file a 2015 Tier 2.1 Annual personal financial disclosure statement, instructed the staff to advise Mr. Perez that he was required to file a 2015 Tier 2.1 Annual personal financial disclosure statement, since he was appointed prior to May 15, 2016 and was required to file a personal financial disclosure statement on or before May 15, 2016 disclosing information covering calendar year 2015.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the August 17-18, 2017 meetings.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on items G31-G36 en globo taking the following action:

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered an Ethics Adjudicatory Board Order in Docket No. 12-1300 regarding the assessment of additional penalties pursuant to Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act against James Perry, a candidate for State Representative in the May 1, 2010 election, who failed to file a 2011 Supplemental campaign finance disclosure report by February 15, 2012. On motion made, seconded and unanimously passed, the Board instructed the staff to assess an additional \$10,000 penalty in accordance with Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered an Ethics Adjudicatory Board Order in Docket No. 12-1301 regarding the assessment of additional penalties pursuant to Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act against James Perry, a candidate for Mayor of the City of New Orleans in the February 6, 2010 election, who failed to file a 2011 Supplemental campaign finance disclosure report which was due by February 15, 2012. On motion made, seconded and unanimously passed, the Board instructed the staff to assess an additional \$10,000 penalty in accordance with Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered an Ethics Adjudicatory Board Order in Docket No. 13-776 regarding the assessment of

additional penalties pursuant to Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act against James Perry, a candidate for Mayor of the City New Orleans in the February 6, 2010 election who failed to file his 2012 Supplemental campaign finance disclosure report which was due by February 15, 2013. On motion made, seconded and unanimously passed, the Board instructed the staff to assess an additional \$10,000 penalty in accordance with Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered an Ethics Adjudicatory Board Order in Docket No. 13-777 regarding the assessment of additional penalties pursuant to Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act against James Perry, a candidate for State Representative, District 93 in the May 1, 2010 election who failed to file his 2012 Supplemental campaign finance disclosure report which was due by February 15, 2013. On motion made, seconded and unanimously passed, the Board instructed the staff to assess an additional \$10,000 penalty in accordance with Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered an Ethics Adjudicatory Board Order in Docket No. 14-496 regarding the assessment of additional penalties pursuant to Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act against James Perry, a candidate for Mayor of the City of New Orleans in the February 6, 2010 election, who failed to file a 2013 Supplemental campaign finance disclosure report which was due by February 15, 2014. On motion made, seconded and unanimously passed, the Board instructed the staff to assess an additional \$10,000 penalty in accordance with Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered an Ethics Adjudicatory Board Order in Docket No. 14-497 regarding the assessment of additional penalties pursuant to Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act against James Perry, a candidate for State Representative in the May 1, 2010 election, who failed to file a 2013 Supplemental campaign finance disclosure report which was due by February 15, 2014. On motion made, seconded and unanimously passed, the Board instructed the staff to assess an additional \$10,000 penalty in accordance with Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act.

The Board considered a proposed consent opinion in Docket No. 16-532 regarding a post-employment violation by William Talton which occurred after he retired from the Property Management Section of the City of Shreveport Government. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which William Talton, a former employee of the City of Shreveport's Property Management Section, agrees that a violation of Section 1121B(1) of the Code of Governmental Ethics occurred by virtue of his rendering the same property management services through ADECCO Staffing, Inc. to his former agency, the City of Shreveport Property Management Section, within two years of his termination from the agency and in which Mr. Talton agrees to pay a fine of \$1,500 and that in the event of a failure to pay, the Board may file suit to compel immediate payment of any balance due.

The Board considered a proposed consent opinion in Docket No. 16-946 regarding the employment of Gene Crain as the Executive Director of the East Ouachita Recreational District No.1 within two years of the termination of his service on the Recreational District Board of Directors. On motion made, seconded and unanimously passed, the Board adopted for publication

the consent opinion in which Gene Crain, a former member of the East Ouachita Recreational District No. 1 Board of Directors, agrees that a violation of Section 1121A(2) of the Code of Governmental Ethics occurred by virtue of his appointment by the East Ouachita Recreational District No. 1 Board of Directors to the position of Executive Director of the East Ouachita Recreational District No. 1 within two years following the termination of his service on the East Ouachita Recreational District No. 1 Board of Directors and in which Mr. Crain agrees to pay a fine of \$500 and that in the event of a failure to pay, the Board may file suit to compel immediate payment of any balance due.

The Board considered a request for reconsideration in Docket No. 17-156 of an advisory opinion regarding the Village of Dodson doing business with Dodson Equipment Company which is owned by Mayor Richie Broomfield's father, Richard Broomfield. On motion made, seconded and unanimously passed, the Board concluded that pursuant to the new exception in Section 1123(22) of the Code of Governmental Ethics, no violation of the Code of Governmental Ethics is presented by Dodson Equipment Company entering into transactions with the Village of Dodson while Richie Broomfield serves as Mayor. The Board further advised that prior to any transactions, the Village of Dodson must submit a plan for approval by the Board. The disclosure plan should also provide for the recusal of Mayor Richie Broomfield from participating in any transactions involving Dodson Equipment Co.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board unanimously agreed to take action on the requests for "good cause" waivers of late fees assessed against candidates and committees included in the Campaign Finance Waiver Chart en globo subject to any items being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the items in the Campaign Finance Waiver Chart, excluding Docket Nos. 17-542, 17-568 and 17-596, taking the following action:

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 17-114 for a waiver of the \$1,400 late fee assessed against the Jefferson Chamber PAC, Inc., a political action committee, its committee's chairperson, Michael Palamone, and treasurer, Philip W. Rebowe, for filing the 40-G monthly campaign finance disclosure report 7 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,400 late fee but suspended \$900 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. 17-158 for a waiver of the \$480 late fee assessed against Laurence J. Ritter, as a person participating in the April 29, 2017 proposition election, for filing the 40-E Supplemental campaign finance disclosure report 12 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$480 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. 17-495 for a waiver of the \$602 and \$400 campaign finance late fees assessed against Lennon "Butch" Whitney, a candidate for Alderman, District D, Town of Delhi, in Richland Parish, in the March 25, 2017 election, for filing the 30-P and 10-P campaign finance disclosure reports 32 and 12 days late, respectively. On motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$1,002 but suspended both

late fees in full 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. 17-542 for a waiver of the two (2) \$2,000 late fees assessed against Walter A. "Walt" Bennetti, a candidate for Mayor of the City of Kenner, Jefferson Parish, in the April 5, 2014 election, for failure to file the 2015 Supplemental and 2016 Supplemental campaign finance disclosure reports. On motion made, seconded and unanimously passed, the Board declined to consider the waiver request.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 17-568 for a waiver of the \$400 late fee assessed against ABC Merit PAC, in its capacity as a political action committee, its committee's chairperson, Philip W. Rebowe, and treasurer, Angela M. Latino-Geir, for filing the March 2017 Monthly campaign finance disclosure report 2 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. 17-596 for a waiver of the \$1,000 late fee assessed against Lea Desmarteau, a candidate for Caddo Parish Commission Member, District 8, in the October 24, 2015 election, for failure to file the 2016 Supplemental campaign finance disclosure report. On motion made, seconded and unanimously passed, the Board declined to consider the waiver request.

The Board unanimously agreed to take action on the requests for "good cause" waivers of late fees assessed against individuals contained in the Lobbyist 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 Waiver Chart taking the following action:

Pursuant to the Board's guidelines, unanimously waived the late fees assessed against the following since it was their first late filing:

Docket No. 17-779 from Michael Willis of a \$50 late fee;
Docket No. 17-831 from John Kyte of a \$50 late fee;
Docket No. 17-861 from Niko Imbraguglio of a \$100 late fee;
Docket No. 17-862 from Vincent Zebeau, Jr. of a \$50 late fee; and,
Docket No. 17-863 from Andrew Baer of a \$50 late fee.

The Board unanimously agreed to take action on the requests for "good cause" waivers of late fees assessed against individuals contained in the Personal Financial Disclosure Waiver Chart en globo subject to any items being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the items in the Personal Financial Disclosure waiver chart, excluding Docket No. 17-773, taking the following action:

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

Docket No. 17-771 from Anthony Profit of a \$1,500 late fee;
Docket No. 17-786 from Michael Kelly of a \$1,500 late fee;
Docket No. 17-789 from Bobbie Harrison of a \$1,500 late fee; and,
Docket No. 17-790 from Michael Stelly of a \$1,500 late fee.

The Board considered a request in Docket No. 17-129 for a waiver of the \$1,500 late fee assessed against Velma Hendrix, a member of the Melville Town Council, St. Landry Parish, for filing her 2015 Tier 3 Annual personal financial disclosure statement 98 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,100 conditioned upon future compliance with the reporting requirements under the Code of

Governmental Ethics and with the option of a payment plan.

The Board considered a request in Docket No. 17-688 for a waiver of the \$1,500 late fee assessed against Roger Dale Harris, Caddo Parish Constable, Ward 3, for filing his 2015 Tier 3 Annual personal financial disclosure statement 141 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

The Board considered a request in Docket No. 17-783 for a waiver of the \$1,500 late fee assessed against Dwayne Alden Sanner, a former member of the Cameron Parish School Board, District 2, for filing his amended 2014 Tier 3 Annual personal financial disclosure statement 193 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

The Board considered a request in Docket No. 17-784 for a waiver of the \$300 late fee assessed against Oscar J. LeJeune Jr., with Eastside Fire Protection District No. 5, for filing his 2015 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 reporting requirements under the Code of Governmental Ethics.

The Board considered a request in Docket No. 17-785 for a waiver of the \$1,500 late fee assessed against George Havard Yerger Jr., a member of the Workforce Investment Board, #71, for filing his amended 2014 Tier 2.1 Annual personal financial disclosure statement 370 days late. On

motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

The Board considered a request in Docket No. 17-787 for a waiver of the \$1,500 late fee assessed against Deborah Hale "Diane" Fabela, a member of the Epps Board of Aldermen, West Carroll Parish, for filing her 2015 Tier 3 Annual personal financial disclosure statement 147 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$900 conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request in Docket No. 17-791 for a waiver of the \$150 late fee assessed against Stacy McLarrin Sharp, a board member of the Beekman Charter School in Morehouse Parish, for filing her 2015 Tier 3 Annual personal financial disclosure statement 3 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$150 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

The Board considered a request in Docket No. 17-773 for a waiver of the \$1,500 late fee assessed against Lorice A. Pipkin, a member of the Keachi Board of Aldermen, DeSoto Parish, for filing her amended 2014 Tier 3 Annual personal financial disclosure statement 375 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 14-1553 for reconsideration of a waiver of the \$1,020 late fee assessed against Bobby Doak, a candidate for Constable, Second Justice Court, Jefferson Parish in the November 4, 2014 election, for filing the 10-P campaign finance disclosure report 17 days late. On motion made, seconded and unanimously passed, the Board Rescind the \$1,020 late fee pursuant to Rule 1205B.

On motion made, seconded and unanimously passed, the Board agreed to consider the item on the Supplemental agenda.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a proposed consent opinion in Docket No. 16-908 regarding Representative Jerome "Dee" Richard, District 55, filing an inaccurate 2015 Annual Campaign Finance Report and using his campaign funds for personal use. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Representative Richard agrees that a violation of Section 1505.2I(1) of the Campaign Finance Disclosure Act occurred by using approximately \$37,000 in campaign funds for his personal use to fund a gambling habit or to pay debts he could not pay because of his gambling habit and a violation of Section 1505.1C of the Campaign Finance Disclosure Act occurred by failing to disclose or accurately disclose contributions accepted and expenditures made totaling approximately \$37,000 related to his personal use of his campaign fund on campaign finance disclosure reports and in which Representative Richard agrees to (1) amend his campaign finance disclosure reports no later than December 31, 2017 to accurately disclose all contributions received and expenditures made; (2) remove himself as a signatory on his current or future campaign accounts; and, (3) pay a fine of

\$37,000 with a payment plan as follows: \$2,500 due by October 1, 2017; \$10,000 due by December 31, 2017 and the remainder of the amount owed due in equal installments over a three year period with the twelfth and final payment being \$8,000 due by December 31, 2020.

Ms. Allen advised the Board that she will include the proposed 2018 meeting dates calendar on the Board's October agenda.

The Board unanimously adjourned at 10:25 a.m.

Secretary

APPROVED:

Chairman