

TEXAS ETHICS COMMISSION
P.O. Box 12070, Austin, Texas 78711-2070
(512) 463-5800

Paula M. Mendoza, Chair
Jim Graham, Vice Chair
Jim Clancy
Wilhelmina Delco

Tom Harrison
George "Trey" Henderson, III
Tom Ramsay
Chase Untermeyer

AGENDA

Date and Time: 8:30 a.m. on Wednesday April 21, 2010
Location: Room E1.010, Capitol Extension, Austin, Texas

1. Call to order; roll call.
2. Communication to the commission from the public.
3. Comments by the commissioners.
4. Comments by the executive director.
 - a. Quarterly Report
 - b. Personnel
5. Approve minutes of the February 11, 2010, executive session and February 11, 2010, commission meeting.

Discussion and possible action in response to the following Advisory Opinion Draft:

6. SP-10: Whether in light of the United States Supreme Court ruling in *Citizens United v. Federal Election Commission*, the Texas Ethics Commission can enforce the prohibition on direct campaign expenditures, whether the Texas Ethics Commission can enforce the requirements to include certain disclosures on political advertising, and whether disclosure of certain direct campaign expenditures is required.

This opinion construes Title 15 of the Election Code.

Discussion and possible action in response to the following Advisory Opinion Draft:

7. AOR-553: Whether a communication relating to a measure that a city is considering using public funds to publish, complies with section 255.003 of the Election Code.

This opinion construes section 255.003 of the Election Code.

For more information, contact David A. Reisman, Executive Director, at (512) 463-5800

Discussion and possible action in response to the following Advisory Opinion Draft:

8. AOR-554: Whether advertising supporting or opposing a candidate that is paid for by a political committee and that appears on an Internet social networking website is required to include a political advertising disclosure statement if the social networking website limits the amount of space or number of characters or text that can be used in the advertisement.

This opinion construes section 255.001 of the Election Code.

9. Public discussion and possible action on the proposal and publication in the Texas Register of section 12.81 of the Ethics Commission Rules (Technical, Clerical or *De Minimis* Violations), relating to the procedures for investigating and resolving technical and clerical violations of laws within the Commission's jurisdiction as provided by section 571.0631 of the Government Code.
10. Public discussion and possible action on the adoption and publication in the Texas Register of section 20.61 of the Ethics Commission Rules (Description of Expenditure), relating to the description of the purpose of an expenditure under section 254.031 of the Election Code.
11. Briefing, discussion, and possible action to waive or reduce certain penalties assessed for late filing of campaign finance reports, lobby reports, or personal financial statements for the following individuals:

David Frissora	Amy L. Everhart	Stephen H. Perry
Martin J. Hoffman	Amanda Fredriksen	Erika Sumner
Paul Holloway	Laura Huffman	Rose E. Wall
Roy A. 'Al' Scoggins, Jr.	Marc Katz	Christina R. Walsh
Daniel Anchondo, Sr.	Louis 'Lee' Kuhn	James L. Thompson, III
David L. Bridges	Robyn G. Locke	Denise A. Barnhill
David H. Cain	Sylvia M. Lopez	Brent D. Bowen
Shane W. Casady	John M. McClung	Garnet F. Coleman
Gary A. Cobb	Rick Melendrez	Kenda Culpepper
David Carl Courreges	Jon Opelt	Teresa A. Drum
Joe A. DaSilva	Oscar J. Palma, Jr.	Raymond L. 'Ray' Fisher
Luis Rene Diaz	Jerry Philips	Mark F. Frohman
Howard H. Gano, Jr.	Denise Pratt	Noe Gonzalez
Charles Scott Hamner	Aida R. Rojas	Angelina D. A. Gooden
Kara Johnson	Roxie Roll	David C. Guaderrama
Debra A. Jones	Joe M. Sanchez	Reagan 'Trey' Hicks
Robert J. Kern	Mark A. Shilling	Thomas R. Latham
Melinda 'Mindy' Montford	Veronica F. Thibideaux	Jose M. 'J.M.' Lozano
Tim Morstad	Stephen Tinsley	Leonard M. Martinez
Andrea L. Reid	Karrie C. Washenfelder	Emily Munoz

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Ann M. Singer	Anne S. Wynne	Lauren 'Laurie' Parish
Shawn Stevens	William H. Yarnell	Sandra K. Polk
Raul Torres	Clement E. Glenn	Nicholas R. Rodriguez
Gary Bushell	Hector De Leon	Thomas R. 'Tom' Stewart
Jean Campbell	Katrina Grider	Sherri Tibbe
Mark R. Clark	Gladys E. 'Terri' Hodge	Raul Torres
Stuart Colburn	Dixie S. Jeffers	Ed Tracy
Frank J. Corte, Jr.	Robert J. King	Jennifer Balido
Jeffrey Joseph 'Jeff' Daiell	Lawrence R. Leonard	Kathleen M. Shaw
Linda H. Dickens	J. Keet Lewis	Sandra L. Watts
Donnie Dippel	Steven W. Nichols	James T. 'Tim' Womack
Joyce Elliott	Perry Singer	

12. Briefing, discussion, and possible action to waive or reduce late-filing penalties in connection with certain corrected reports or to determine whether certain corrected reports as originally filed substantially complied with the applicable law for the following individuals:

Joseph C. Ballog	Todd A. Smith	Johnny 'John' Cowan
Keith V. Branch	Juliet K. Stipeche	Ronald D. 'Ronnie' Earle
Billy E. 'Bill' Burton	Dale B. Tillery	Lance C. Gooden
Kim C. Limberg	R. Maureen Tolbert	Fernando F. Herrera
Sidney C. Miller	Frances Dianne Williams	William H. 'Bill' White
Josh R. Morriss, III	Barbara A. Armstrong	Gladys E. 'Terri' Hodge
Christine Pacheco	Jennifer J. Bassett	Douglas D. D'Arche
Jose Roberto Rodriguez	Kenny J. Click	Allan 'Bud' Shivers, Jr.
Karen R. Sage		

13. Discussion and possible action regarding the termination of a campaign treasurer appointment of the following inactive candidates and inactive political committees:

Candidates

Juan J. Maldonado
James M. 'Matt' Young

Political Committees

Signs of Texas Liberty PAC
Stonewall Democrats of Collin County 'SDCC'
Wise County Active Democrats
PEIMS PAC
Houston Area Conservatives 'HAC PAC'
Brownsville Firefighters for Responsible Government 'BFRGPAC'
Democratic Governor's Trust PAC

14. Adjourn.

CERTIFICATION: I certify that I have reviewed this document and that it conforms to all applicable Texas Register filing requirements.

Certifying Official: David A. Reisman, Executive Director

Agency Liaison: Natalia Luna Ashley, General Counsel

NOTICE: Under the Americans with Disabilities Act, an individual with a disability must have an equal opportunity for effective communication and participation in public meetings. Upon request, the Texas Ethics Commission will provide auxiliary aids and services, such as interpreters for the deaf and hearing impaired, readers, and large print or Braille documents. In determining the type of auxiliary aid or service, the commission will give primary consideration to the individual's request. Those requesting auxiliary aids or services should notify Margie Castellanos at (512) 463-5800, (800) 325-8506, or RELAY Texas (800) 735-2989 two days before this meeting so that appropriate arrangements can be made. Please also contact Ms. Castellanos if you need assistance in having English translated into Spanish.