

TEXAS ETHICS COMMISSION
P.O. Box 12070, Austin, Texas 78711-2070
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MEETING AGENDA

Date and Time: 9:00 a.m., Monday, December 18, 2023
Location: Room E1.014, Capitol Extension, Austin, Texas

**INFORMATION ON HOW TO VIEW AND/OR PARTICIPATE IN THE ONLINE
BROADCAST OF THIS MEETING WILL BE POSTED ON OUR WEBSITE ON THE
DAY OF THE MEETING HERE:**

https://www.ethics.state.tx.us/meetings/meetings_2020-2024.php#2022

1. Call to order; roll call.
2. Discussion regarding dates for next quarterly Commission meeting.
3. Approve minutes for the following meetings:
 - Executive Session – September 27, 2023; and
 - Public Agenda – September 27, 2023.

RULEMAKING

Rule Adoption

4. Discussion and possible action on the adoption or proposal and publication in the Texas Register of amendments to 1 Tex. Admin. Code § 18.10, and the repeal of 1 Tex. Admin. Code § 18.11, regarding substantial compliance for a corrected or amended 8-day pre-election report.

Rule Publication

5. Discussion and possible action on the proposal and publication in the Texas Register of comprehensive amendments and reorganization of Chapter 12 of Title 1 of the Texas Administrative Code, regarding Sworn Complaints and related procedures.

For more information, contact J.R. Johnson, Executive Director, at (512) 463-5800.

ADVISORY OPINIONS

6. Draft Advisory Opinion No. AOR-692: Whether expenditures made by a former legislator for general administration of his own campaign account are “direct campaign expenditures” that trigger the Section 253.007 two-year waiting period before engaging in activity that would require registration as a lobbyist. (AOR-692.)
This opinion construes Section 253.007 of the Election Code.
7. Draft Advisory Opinion No. AOR-694: Whether certain communications with a member of the legislative or executive branch to engender goodwill are communications to “influence legislative or administrative action.” (AOR-694.)
This opinion construes Sections 305.002(a-1) of the Government Code.
8. Draft Advisory Opinion No. AOR-685: Whether the Chapter 572 of the Government Code revolving door provisions apply to a former State Board of Education member’s appearing before the Texas Education Agency, the Texas Commissioner of Education, or the Texas Permanent School Fund Corporation.
This opinion construes Section 572.054 and 572.069 of the Government Code.
9. Draft Advisory Opinion No. AOR-695: Whether a former state employee may provide consulting services to a company with which he participated in a procurement during his state service without violating Section 572.069 of the Government Code. (AOR-695).
This opinion construes Section 572.069 of the Government Code.
10. Draft Advisory Opinion No. AOR-696: Whether Chapter 572 of the Government Code prohibits a former employee of a regulatory agency from accepting certain employment.
This opinion construes Sections 572.054 and 572.069 of the Government Code.
11. Draft Advisory Opinion No. AOR-697: How various provisions of title 15 of the Texas Election Code apply to a Texas “purpose trust” formed under Section 112.121, Texas Property Code.
This opinion construes Subchapter D of Chapter 253 of the Election Code.

ADMINISTRATIVE WAIVER OF FINES AND TREASURER TERMINATIONS

12. Discussion and possible action on appeals of determinations made under 1 Tex. Admin. Code §§ 18.11, 18.25 and 18.26 relating to administrative waiver or reduction of a fine, for the following filers:

For more information, contact J.R. Johnson, Executive Director, at (512) 463-5800.

Staff Recommendation: 8-Day Correction Waiver

1. Eric N. Sawyer, Campaign Treasurer, Lubbock County Republican Party (00055780)

Staff Recommendation: Waiver

2. Irma Barron (00086495)
3. James R. Dickey, Jr. (00069834)
4. Daisy J. Garza (00085082)
5. Cheryl A. Neff, Campaign Treasurer, Northwest Austin Republican Women (00015743)

Staff Recommendation: Reduction

6. Kenneth K. Biedermann (00080113)
7. Richard Gonzales (00084126)
8. Peter R. Healey, Campaign Treasurer, Bearcats Supporting Greatness 2023 (00087421)
9. Daniel Lee (00086309)
10. Kit Marshall (00085998)
11. Daniel Scarbrough (00086445)
12. Vera Action, Inc. (00085872)
13. Lucy Ortiz Wilke (00055552)

Staff Recommendation: No Further Reduction or Waiver

14. Patricia Aronin, Campaign Treasurer, Texas Physicians For Patients PAC (00086025)
 15. Ricardo Turullols-Bonilla (00086487)
 16. Kim A. Cooks (00069299)
 17. Jennifer Ivey (00084512)
 18. Robert S. McKee (00063414)
 19. Melissa N. Ortega (00086332)
 20. Patrick Von Dohlen, Campaign Treasurer, SAFA Committee for Election Integrity (00086051)
13. Discussion and possible action regarding the termination of a campaign treasurer appointment for the following inactive political committees and individuals:

Political Committees

1. Galveston County Connects PAC, Sarah M. Dougherty, Treasurer (00086188)
2. Yes on 3 for Liberty, Lori L. Gallagher, Treasurer (00085999)

OTHER MATTERS

14. Adjourn.

CERTIFICATION: I certify that I have reviewed this document and that it conforms to all applicable Texas Register filing requirements. Certifying Official & Agency Liaison: J.R. Johnson, Executive Director.

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 or RELAY Texas at (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.