



TEXAS ETHICS COMMISSION MEETING MINUTES

Public Meeting Minutes

November 29, 2012, 9:10 a.m.
Capitol Extension, Room E2.010
Austin, Texas 78701



COMMISSIONERS PRESENT: Tom Ramsay, Chair; Jim Clancy, Vice Chair; Hugh C. Akin, Bob Long, Paula M. Mendoza, and Chase Untermeyer.

COMMISSIONERS ABSENT: Tom Harrison and Paul W. Hobby.

STAFF PRESENT: Natalie Adelaja, Natalia L. Ashley, Amy Barden, Lauren Bellomy, Margie Castellanos, Homer Diaz, Robbie Douglas, Sue Edwards, Nick Espinosa, Jessie Haug, Brad Johnson, Becky Levy, Bobby Mannas, Mike McElhaney, David A. Reisman, Tim Sorrells, Ian Steusloff, and Mary Young.

MINUTES

This meeting was recorded. These minutes are a summary record of the Commission's actions at the meeting. For a detailed record of discussions and statements made by persons speaking at the meeting, please consult the audio recordings on file at the Commission's office.

Agenda Item 1: Call to order; roll call.

The meeting was called to order by Chair Ramsay. David A. Reisman, Executive Director, called the roll. All Commissioners were present, except for Commissioners Harrison and Hobby. Commissioner Mendoza was delayed.

Agenda Item 2: Communication to the Commission from the public.

None.

Agenda Item 3: Comments by the Commissioners.

None.

Agenda Item 4: Comments by the executive director.

David A. Reisman, Executive Director, made the following comments:

1. Mr. Reisman discussed the charts of fines dealing with sworn complaints and the late report and correction memo.
2. Mr. Reisman discussed the Workshop held August 31, 2012.
3. Mr. Reisman stated that the Ethics Commission added to its website a bill tracking tool to assist the public in tracking ethics bills.
4. Commissioner Untermeyer thanked Mr. Reisman for his statistical review of the fines. Chair Ramsay requested the record to reflect that Commissioner Mendoza is present (9:12 a.m.).

Agenda Item 5: Approve minutes of the August 30, 2012, Commission meeting, and the August 31, 2012, workshop.

Motion by Commissioner Long to adopt the minutes of the August 30, 2012, Commission meeting; second by Commissioner Mendoza. **Motion passed by a vote of six ayes.** Motion by Commissioner Mendoza to adopt the minutes of the August 31, 2012, Workshop meeting; second by Commissioner Untermeyer. **Motion passed by a vote of six ayes.**

Agenda Item 6: Report from the subcommittee of commissioners on recommendations for statutory changes to the 83rd Legislature as required by section 571.073 of the Government Code.

Chair Ramsay read all the recommendations.

Motion by Commissioner Long to adopt **Recommendation 1 (Deposit of Political Funds)**; second by Commissioner Mendoza. **Motion passed by a vote of six ayes.**

Motion by Commissioner Untermeyer to adopt **Recommendation 2 (Retention of Title 15 Records)**; second by Commissioner Akin. **Motion passed by a vote of six ayes.**

Motion by Commissioner Untermeyer to adopt **Recommendation 3 (Slate Mailers)**; second by Commissioner Akin. **Motion passed by a vote of six ayes.**

Motion by Commissioner Untermeyer to adopt **Recommendation 4 (Content of Reports)**; second by Commissioner Long. Comments by Commissioner Untermeyer. **Motion passed by a vote of six ayes.**

Motion by Commissioner Akin to adopt **Recommendation 5 (Filing Dates)**; second by Commissioner Long. **Motion passed by a vote of six ayes.**

Motion by Commissioner Mendoza to adopt **Recommendation 6 (Confidential Information)**; second by Commissioner Untermeyer. **Motion passed by a vote of six ayes.**

Motion by Commissioner Akin to adopt **Recommendation 7 (Late Fines on PFS by County Officials)**; second by Commissioner Mendoza. **Motion passed by a vote of six ayes.**

Motion by Commissioner Clancy to adopt **Recommendation 8 (Open Meetings Act)** with the revision authorizing the members of the Texas Ethics Commission to participate remotely by telephone conference no more than one board meeting per year per member; second by Commissioner Long. **Motion passed by a vote of six ayes.**

Chair Ramsay read aloud Commissioner Harrison's letter on **Recommendation 9 (Public Integrity Unit)**. Motion by Commissioner Clancy to replace the language to state "the Texas Ethics Commission suggests the legislature provide additional resources to the commission to improve the commission's ability to investigate and enforce material violations of the laws under its jurisdiction"; second by Commissioner Mendoza. **Motion passed by a vote of six ayes.**

For Agenda Item 7, the following represents the actions taken by the Ethics Commission in the order they occurred during the meeting.

Agenda Item 7: 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.

**122. Mohammed K. Nasrullah (00040715) – RECONSIDERATION
Treasurer, 'BAND' Bay Area New Democrats**

Report: 8-day pre-election report due May 21, 2012
Penalty: \$2,400 (no waiver at August 2012 meeting)
Categorization: no waiver of the late-filing penalty

Mohammed K. Nasrullah and C. J. Farley spoke before the commission. Motion by Vice Chair Clancy to waive the late-filing penalty on Agenda Item 7, number 122; second by Commissioner Untermeyer. Motion passed by a vote of six ayes on Agenda Item 7, number 122. **The waiver of the late-filing penalty is adopted on Agenda Item 7, number 122.**

For Agenda Item 8, the following represents the actions taken by the Ethics Commission in the order they occurred during the meeting.

Agenda Item 8: 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.

**31. Todd A. Smith (00032415)
Candidate, State Senator**

Report: special pre-election report due May 22, 2012
Penalty: \$500 (no waiver at the August 2012 meeting)

Representative Todd A. Smith spoke before the commission. Motion by Commissioner Mendoza to reduce late-filing penalty to \$250; no second. Motion failed. Motion by Commissioner Untermeyer to waive the late-filing penalty on Agenda Item 8, number 31; second by Vice Chair Clancy. Motion passed by a vote of six ayes on Agenda Item 8, number 31. **The waiver of the late-filing penalty is adopted on Agenda Item 8, number 31.**

Return to Agenda Item 7.

**1. Kelly W. Case (00068115)
Candidate, District Judge**

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

**2. Philip Cortez (00067628)
Candidate, State Representative**

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

**3. Wanda Adams (00068056)
Candidate, State Representative**

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

**4. Antonio Benavides (00068194)
Candidate, District Judge**

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

**5. Gregory Parker (00050585)
Candidate, Railroad Commissioner**

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

- 6. Gail A. Spurlock (00068044)**
Candidate, State Board of Education

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 7. Gerald W. 'Jerry' LaFleur (00058924)**
Candidate, State Representative

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 8. Jessica Siegel (00068068)**
Candidate, District Judge

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 9. Donna Campbell (00067809)**
Candidate, State Senator

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 10. Jared Leiman (00068367)**
Candidate, State Senator

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 11. Suzanne H. Wooten (00063254)**
Former District Judge

Report: personal financial statement due April 30, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

- 12. Eric N. Roberson (00066273)**
Candidate, Court of Appeals Justice
- Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 13. Kenny R. Johnson (00041787)**
Candidate, State Representative
- Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 14. Robert T. Dry, Jr. (00037226)**
District Judge
- Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 15. Terri H. Green (00067944) – RECONSIDERATION**
Candidate, District Judge
- Report: personal financial statement due April 18, 2012
Penalty: \$500 (no waiver at June 2012 meeting)
Categorization: waiver of the late-filing penalty
- 16. David C. Rankin (00062816) – RECONSIDERATION**
Candidate, District Judge
- Report: semiannual report due July 15, 2008
Penalty: \$600 (no waiver at October 2008 meeting)
Categorization: waiver of the late-filing penalty
- 17. Debra Medina (00065376)**
Candidate, Undeclared
- Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$150

18. David W. Chew (00026521)
Former Chief Justice, Court of Appeals

Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$150

19. Joe S. Cotten (00068368)
Candidate, Railroad Commissioner

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$300

20. James C. Mosser (00068083)
Candidate, District Judge

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$300

21. Gloria Saldana (00051549)
Candidate, District Judge

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$300

22. John A. Alaniz (00062504)
Candidate, State Representative

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$300

23. Marion J. 'Smitty' Smith (00063092)
Candidate, State Senator

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$300

24. Randy K. Weber (00060132)
State Representative

Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$400

25. Teresa J. Hawthorne (00033149)
Criminal Court District Judge

Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty

26. Michael Berlanga (00068114)
Candidate, State Senator

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty

Michael Berlanga spoke before the commission.

27. Jacqueline Acquistapace (00067736)
Candidate, State Senator

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty

28. Roland E. Sledge (00067306)
Candidate, Railroad Commissioner

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty

29. Saul Arechar (00068407)
Candidate, State Representative

Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty

30. Matthew D. Melton (00068107)
Candidate, State Representative

Report: 30-day pre-election report due April 30, 2012
Penalty: \$1,500 (increased at August 2012 meeting)
Categorization: waiver of the late-filing penalty

31. Saul Arechar (00068407)
Candidate, State Representative

Report: personal financial statement due April 18, 2012
Penalty: \$1,500 (fine increased at August 2012 meeting)
Categorization: no waiver of the late-filing penalty

32. Marlon C. Rollins (00067756)
Candidate, State Representative

Report: semiannual report due January 17, 2012
Penalty: \$1,500 (increased at the April 2012 meeting)
Categorization: no waiver of the late-filing penalty

33. Paula Colvin Hand (00067734)
Candidate, State Representative

Report: semiannual report due January 17, 2012
Penalty: \$1,500 (increased at the April 2012 meeting)
Categorization: no waiver of the late-filing penalty

34. Bob Leonard, Jr. (00014532)
Candidate, State Representative

Report: semiannual report due January 17, 2012
Penalty: \$1,500 (increased at the April 2012 meeting)
Categorization: no waiver of the late-filing penalty

35. Vernard G. Solomon (00062675)
Candidate, District Judge

- a) Report: annual report of unexpended contributions due January 15, 2010
Penalty: \$500
Categorization: no waiver of the late-filing penalty
- b) Report: annual report of unexpended contributions due January 18, 2011
Penalty: \$1,500 (increased at the April 2011 meeting)
Categorization: no waiver of the late-filing penalty

- c) Report: annual report of unexpended contributions due January 17, 2012
Penalty: \$1,500 (increased at the April 2012 meeting)
Categorization: no waiver of the late-filing penalty

Total penalties: \$3,500

Motion by Vice Chair Clancy to concur with categorization on Agenda Item 7, numbers 1 through 35; second by Commissioner Mendoza. Motion passed by a vote of six ayes on Agenda Item 7, numbers 1 through 35. **Categorizations are adopted on Agenda Item 7, numbers 1 through 35.**

**36. Phyllis Lister Brown (00067865)
Candidate, District Judge**

Report: 30-day pre-election report due April 30, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

**37. Mary Edna Gonzalez (00068004)
Candidate, State Representative**

Report: 8-day pre-election report due May 21, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$250

**38. Rene C. Flores (00067825)
Candidate, District Judge**

Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$250

**39. Dana C. 'Chris' Frandsen, Jr. (00068029)
Candidate, State Representative**

Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$250

Dana C. Frandsen, Jr., spoke before the commission.

40. Dan Patrick (00057897)
State Senator

Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$250

Trey J. Blocker spoke before the commission on behalf of Senator Dan Patrick. Motion by Commissioner Untermeyer to waive the late-filing penalty on Agenda Item 7, Item 40; no second. **Motion failed.**

41. Ronald 'Ron' Rangel (00051930)
District Judge

Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$250

42. Ray Gutierrez (00067996)
Candidate, District Judge

Report: semiannual report due July 16, 2012
Penalty: \$600
Categorization: reduction of the late-filing penalty to \$500

43. Robert Garza (00026785)
Candidate, State Representative

Report: semiannual report due July 16, 2012
Penalty: \$1,500
Categorization: reduction of the late-filing penalty to \$500

44. Luis C. Labrado (00019418)
Candidate, Court of Appeals Chief Justice

Report: semiannual report due July 16, 2012
Penalty: \$1,800
Categorization: reduction of the late-filing penalty to \$500

45. Thomas J. 'T.J.' Fabby (00067088)
Candidate, State Representative

Report: semiannual report due July 16, 2012
Penalty: \$2,100
Categorization: reduction of the late-filing penalty to \$500

46. David E. Loerwald (00068063)
Candidate, State Representative

Report: semiannual report due July 16, 2012
Penalty: \$2,300
Categorization: reduction of the late-filing penalty to \$500

David E. Loerwald spoke before the commission.

47. Patricia L. 'Pat' Carlson (00054721)
Candidate, State Representative

Report: semiannual report due July 16, 2012
Penalty: \$3,900
Categorization: reduction of the late-filing penalty to \$500

48. Timoteo C. 'TC' Betancourt (00067273)
Candidate, State Representative

Report: semiannual report due July 16, 2012
Penalty: \$4,200
Categorization: reduction of the late-filing penalty to \$500

49. Pam M. Little (00067922)
Candidate, State Board of Education

Report: semiannual report due July 16, 2012
Penalty: \$6,400
Categorization: reduction of the late-filing penalty to \$500

50. Carl B. Case, Jr. (00067320)
Candidate, Court of Appeals Justice

Report: semiannual report due July 16, 2012
Penalty: \$1,400
Categorization: reduction of the late-filing penalty to \$500

51. Miguel 'Mike' Herrera (00042213)
District Judge

a) Report: 8-day pre-election report due May 21, 2012
Penalty: \$10,000
Categorization: reduction of the late-filing penalty to \$6,800

- b) Report: semiannual report due July 16, 2012
Penalty: \$5,700
Categorization: reduction of the late-filing penalty to \$1,200

Total penalties: \$15,700 reduced to \$8,000

Mike Herrera spoke before the commission. Motion by Vice Chair Clancy to reduce late-filing penalties to \$1,500; second by Commissioner Untermeyer. Chair Ramsay and Commissioners Akin and Mendoza voted no. **Motion failed.**

**52. Omar S. Rivero (00067671)
Candidate, District Judge**

- a) Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty
- b) Report: 30-day pre-election report due April 30, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty
- c) Report: 8-day pre-election report due May 21, 2012
Penalty: \$10,000
Categorization: reduction of the late-filing penalty to \$2,000
- d) Report: semiannual report due July 16, 2012
Penalty: \$7,600
Categorization: reduction of the late-filing penalty to \$500

Total penalties: \$18,600 reduced to \$3,500

**53. Sharon Hemphill (00067872)
Candidate, District Judge**

- Report: 30-day pre-election report due April 30, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty

Sharon Hemphill spoke before the commission.

- 54. David B. Lewis (00058253)**
Candidate, Court of Appeals Justice
- Report: 30-day pre-election report due April 30, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty
- 55. Jack C. Lee (00068288)**
Candidate, State Representative
- Report: 30-day pre-election report due April 30, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty
- 56. Edward Andres 'Eddie' Casanova (00067858)**
Candidate, District Judge
- Report: 8-day pre-election report due May 21, 2012
Penalty: \$6,000
Categorization: no waiver of the late-filing penalty
- Eddie Casanova spoke before the commission. Motion by Vice Chair Clancy to reduce late-filing penalty to \$2,000; second by Commissioner Untermeyer. Chair Ramsay and Commissioners Akin, Long, and Mendoza voted no.
Motion failed.
- 57. Alejandro 'Alex' Dominguez (00067897)**
Candidate, State Representative
- Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty
- 58. Lyle T. Larson (00025726)**
State Representative
- Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty
- 59. James H. 'Jim' Shoemake (00051277)**
District Judge
- Report: semiannual report due July 16, 2012
Penalty: \$700
Categorization: no waiver of the late-filing penalty

**60. Michael Berlanga (00068114)
Candidate, State Senator**

Report: semiannual report due July 16, 2012
Penalty: \$1,800
Categorization: no waiver of the late-filing penalty

Michael Berlanga spoke before the commission.

**61. Rasuali 'Bray' Bray (00068283)
Candidate, State Senator**

Report: semiannual report due July 16, 2012
Penalty: \$1,800
Categorization: no waiver of the late-filing penalty

**62. Colin J. Guerra (00068294)
Candidate, State Representative**

Report: semiannual report due July 16, 2012
Penalty: \$2,100
Categorization: no waiver of the late-filing penalty

**63. George A. Young (00067830)
Candidate, District Judge**

Report: 8-day pre-election runoff report due July 23, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty

Motion by Vice Chair Clancy to table Agenda Item 7, numbers 36 through 63, until the next commission meeting and have staff apply new guidelines provided by the Commission; second by Commissioner Akin. Motion passed by a vote of six ayes. **Motion to table Agenda Item 7, numbers 36 through 63, until the next Commission meeting is adopted.**

**64. Dee B. Ellis (00066540)
Executive Director, Texas Animal Health Commission**

Report: personal financial statement due June 29, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

65. Karren S. Price (00020666)
Candidate, District Attorney

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

66. Jana Duty Hunsicker (00068379)
Candidate, District Attorney

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

67. Ross Kurtz (00068388)
Candidate, District Attorney

Report: personal financial statement due April 18, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

68. Craig Preston Chick (00056280)
Lobbyist

Report: lobby activities report due August 10, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

69. Gardner Pate (00060647)
Lobbyist

Report: lobby activities report due July 10, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

70. Haley Cornyn (00065594)
Lobbyist

Report: lobby activities report due August 10, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

71. Stephen Saloom (00057243)
Lobbyist

Report: lobby activities report due March 12, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

72. Laura N. Hernandez (00015945)
Treasurer, Travis County Democratic Party

Report: monthly report due June 5, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

73. Barry J. Palmer (00051125)
Treasurer, Coats Rose PAC

Report: monthly report due July 5, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

74. Peggy McClendon (00065480)
Treasurer, 'ACTDW' Anderson County Texas Democratic Women

Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

75. Vivian Nuhn (00015833)
Treasurer, 'CCD' Comal County Democrats

Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

76. Glenda G. Turner (00055120)
Treasurer, 'Coastal Bend TDW' Coastal Bend Texas Democratic Women

Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

- 77. Bob Eignus (00065811)**
Treasurer, Friends of Randy Weber
- Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 78. Texas Republican Legislative Caucus (00034401)**
- Report: legislative caucus semiannual report due July 16, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 79. Sam Oatman (00019406)**
District Attorney
- Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 80. John K. Schwartz (00057951)**
Treasurer, Texans for Alan Waldrop
- Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 81. Jerry Sparks (00068434)**
Treasurer, 'CMAC' Community & Military Affairs Coalition
- Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 82. Mark E. Maher, Sr. (00053429)**
Treasurer, 'O.P.E.R.A.T.E' Operator's Political Educational and Recruitment Awareness Towards Elections
- Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

- 83. Martin D. Woodward (00054753)**
Treasurer, 'DPCC' Democratic Party of Collin County (CEC)
- Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 84. William K. Perkison (00065537)**
Treasurer, Kerr County Area Chapter of Texas Democratic Women
- Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 85. John Robert Marlow (00052477)**
Lobbyist
- Report: lobby activities report due April 10, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$100
- 86. Raul G. Martinez (00010272)**
Lobbyist
- Report: lobby activities report due April 10, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$100
- 87. Robert J. Gray (00068064)**
Treasurer, 'CPR' Citizens For Property Rights
- Report: monthly report due July 5, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$100
- 88. Jay T. Kimbrough (00023130)**
Interim Executive Director, Texas Juvenile Justice Board
- Report: personal financial statement due August 30, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$200

- 89. Jaclyn A. Kurasz (00067986)**
Treasurer, AIA Engineers PAC
- Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$200
- 90. Larry W. Sopchak (00033345)**
Treasurer, 'ILA Local #28 PAC Fund' International Longshoreman's Assn. Local #28 PAC Fund
- Report: monthly report due September 5, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$200
- 91. Tyler J. Rudd (00050755)**
Lobbyist
- Report: lobby activities report due August 10, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$200
- 92. Mary L. Tipps (00056279)**
Lobbyist
- Report: lobby activities report due July 10, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$200
- 93. Richard J. Trabulsi, Jr. (00030746)**
Lobbyist
- Report: lobby activities report due July 10, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$200
- 94. Katherine Brooks Carroll (00066854)**
Lobbyist
- Report: lobby activities report due May 10, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$200

**95. Tracy King (00033945)
Lobbyist**

Report: lobby activities report due August 10, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$200

**96. Amos L. Barton (00061974)
District Attorney**

Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$300

**97. Michael E. McLelland (00028614)
Criminal District Attorney**

Report: personal financial statement due April 30, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$300

**98. Martin E. Braddy (00054526)
District Attorney**

Report: personal financial statement due June 29, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty

**99. Fred Maldonado (00062106)
Lobbyist**

Report: lobby activities report due May 10, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty

**100. Sydney C. Leonard (00016966)
Treasurer, 'FWRW' Fort Worth Republican Women PAC**

Report: semiannual report due January 17, 2012
Penalty: \$1,500 (increased at the April 2012 meeting)
Categorization: no waiver of the late-filing penalty

Motion by Vice Chair Clancy to concur with categorizations on Agenda Item 7, numbers 64 through 100; second by Commissioner Mendoza. Motion passed by a vote of six ayes on Agenda Item 7, numbers 64 through 100. **Categorizations are adopted on Agenda Item 7, numbers 64 through 100.**

101. Lloyd E. Sandefer (00067651)
Treasurer, 'CPFA PAC' Conroe Professional Firefighters Association – PAC

Report: 30-day pre-election report due April 12, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

102. James Frinzi (00066880)
Treasurer, 'G-NET PAC' Goodman Networks, Inc. Texas PAC

Report: 30-day pre-election report due April 30, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty

103. Paul J. Gebolys (00054569) – RECONSIDERATION
Treasurer, 'C.C.M.C.' Conservative Coalition of Montgomery County

Report: 30-day pre-election report due April 30, 2012
Penalty: \$500 (reduced to \$200 at August 2012 meeting; reverted to full amount after 30 days)
Categorization: reduction of the late-filing penalty to \$200 (same as previous decision)

104. Johnny J. Peet (00058241)
Treasurer, Friends of Brandon Creighton

Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$250

105. Robert Wells (00064090)
Treasurer, Texans for Dan Patrick

Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$250

Trey J. Blocker spoke before the commission on behalf of Robert Wells, Treasurer, Texans for Dan Patrick. Motion by Commissioner Untermeyer to waive the late-filing penalty; no second. **Motion failed.**

106. Jane Kilcrease Adams (00068139)
Treasurer, Committee for Judicial Integrity

Report: 8-day pre-election report due May 21, 2012
Penalty: \$600
Categorization: reduction of the late-filing penalty to \$500

- 107. LeAnn T. Russell (00016815)**
Treasurer, Parker County Republican Women's PAC
- Report: 8-day pre-election report due May 21, 2012
Penalty: \$800
Categorization: reduction of the late-filing penalty to \$500
- 108. Gregory P. Lowery (00063376)**
District Attorney
- Report: semiannual report due July 16, 2012
Penalty: \$2,600
Categorization: reduction of the late-filing penalty to \$500
- 109. Delton G. Thrasher (00064604)**
Treasurer, 'TCLEA/PAC' Tarrant County Law Enforcement Association PAC
- Report: 8-day pre-election report due May 21, 2012
Penalty: \$2,500
Categorization: reduction of the late-filing penalty to \$1,000
- 110. Joe R. Serna (00051019)**
Treasurer, Texas Carpenters Regional Council Texas Working Families Political Action Committee
- Report: 8-day pre-election report due May 21, 2012
Penalty: \$2,500
Categorization: reduction of the late-filing penalty to \$1,000
- David Van Os, attorney, and Jim Brooks, spoke on behalf of Texas Carpenters Regional Council Texas Working Families Political Action Committee. A copy of First Notice of Late Report with Mr. Brooks' notes was distributed to the commission.
- 111. Jerry Nevlud (00015573)**
Treasurer, 'Houston AGC PAC' Houston Associated General Contractors PAC
- Report: 8-day pre-election report due May 21, 2012
Penalty: \$2,700
Categorization: reduction of the late-filing penalty to \$1,000
- 112. Jimmy Studer (00016561)**
Treasurer, 'APFFA PAC' Arlington Professional Fire Fighters Assn. PAC
- Report: 8-day pre-election report due May 21, 2012
Penalty: \$2,700
Categorization: reduction of the late-filing penalty to \$1,000

113. Ernesto L. Cisneros (00068464)
Treasurer, Committee for the Re-election of Justice Ann Crawford McClure

Report: 8-day pre-election report due May 21, 2012
Penalty: \$5,700
Categorization: reduction of the late-filing penalty to \$1,000

Ernesto L. Cisneros spoke before the commission.

114. Grace M. Uzomba (00059802)
Treasurer, 'BCDP' Bexar County Democratic Party (CEC)

Report: 8-day pre-election report due May 21, 2012
Penalty: \$5,400
Categorization: reduction of the late-filing penalty to \$1,000

115. Esther Francis (00067072)
Treasurer, 'TAMC PAC' Texas Association of Minority Contractors

Report: 8-day pre-election report due May 21, 2012
Penalty: \$10,000
Categorization: reduction of the late-filing penalty to \$1,000

116. Doris Fears (00061700)
Treasurer, 'SD13' Senate District 13 PAC

Report: 8-day pre-election report due May 21, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty

117. Robert M. Franklin (00062066)
Treasurer, 'FNDD' Far North Dallas Democrats

Report: 8-day pre-election runoff report due July 23, 2012
Penalty: \$500
Categorization: No waiver of the late-filing penalty

118. Shawn Stevens (00024032)
Party Chair, Collin County Democratic Party (P)

Report: political party 8-day pre-election report due May 21, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty

119. Gilberto Hinojosa (00015831)
Treasurer, Texas Democratic Party

Report: 8-day pre-election runoff report due July 23, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty

120. Sylvia Garza-Perez (00068412)
Candidate, County Party Chair

Report: 8-day pre-election report due May 21, 2012
Penalty: \$900
Categorization: no waiver of the late-filing penalty

121. Swati N. Patel (00065303)
Treasurer, New American PAC

Report: 8-day pre-election report due May 21, 2012
Penalty: \$2,200
Categorization: no waiver of the late-filing penalty

123. Angela M. Dowdle (00057960)
Candidate, District Attorney

Report: semiannual report due July 16, 2012
Penalty: \$1,100
Categorization: no waiver of the late-filing penalty

124. Norma H. Kaehler (00016651)
Treasurer, 'AAPAC' American Airlines PAC

- a) Report: 30-day pre-election report due April 30, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty
- b) Report: 8-day pre-election report due May 21, 2012
Penalty: \$1,900
Categorization: reduction of the late-filing penalty to \$1,000

Total penalties: \$2,400 reduced to \$1,500

Norma H. Kaehler, treasurer, and William Farah, attorney, spoke before the commission.

**125. Rod Ponton (00067854)
Candidate, District Attorney**

- a) Report: 30-day pre-election report due April 30, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty
- b) Report: 8-day pre-election report due May 21, 2012
Penalty: \$5,400
Categorization: no waiver of the late-filing penalty

Total penalties: \$5,900

**126. Sandra G. McGee (00015654)
Treasurer, 'BACPAC' Texas Assn. Of Business and Commerce PAC**

- a) Report: special pre-election report due May 21, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty
- b) Report: special pre-election report due May 22, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty
- c) Report: special pre-election report due May 23, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty
- d) Report: special pre-election report due May 24, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty
- e) Report: special pre-election report due May 25, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty

Total penalties: \$2,500

Motion by Vice Chair Clancy to table Agenda Item 7, numbers 101 through 121 and 123 through 126 until the next Commission meeting and have staff apply new guidelines provided by the Commission. Chair Ramsay stated he thought it didn't need a motion or a second to support. **Agenda Item 7, numbers 101 through 121 and 123 through 126 tabled until the next meeting.**

- 127. Manuela 'Mamie' Salazar-Harper (00068249)**
Member, Texas State Board of Veterinary Medical Examiners
- Report: personal financial statement due April 30, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 128. Amanda Davis (00065110)**
Member, Trinity River Authority of Texas
- Report: personal financial statement due April 30, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 129. Larry Mariott (00067609)**
Treasurer, Texans for Rebecca Boenigk
- Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 130. Erasmo Castro (00067425)**
Treasurer, 'BBC' Bringing Brownsville Change
- Report: semiannual report due July 16, 2012
Penalty: \$500
Categorization: waiver of the late-filing penalty
- 131. Rich Gray (00066569)**
Member, Prescribed Burning Board
- Report: personal financial statement due April 30, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$100
- 132. D. Joseph Meister (00061670)**
Chair, Texas Public Finance Authority
- Report: personal financial statement due June 29, 2012
Penalty: \$500
Categorization: reduction of the late-filing penalty to \$250

Motion by Vice Chair Clancy to concur with categorizations on Agenda Item 7, numbers 127 through 132; second by Commissioner Long. Motion passed by a vote of six ayes on Agenda Item 7, numbers 127 through 132. **Categorizations are adopted on Agenda Item 7, numbers 127 through 132.**

133. James Neale (00064019)
Member, Trinity River Authority of Texas

Report: personal financial statement due April 30, 2012
Penalty: \$500
Categorization: no waiver of the late-filing penalty

Agenda Item 7, number 133, postponed at filer's request.

134. Todd M. Smith (00067678)
Treasurer, Peace Officers for Perry

Report: semiannual report due January 17, 2012
Penalty: \$1,500 (increased at the April 2012 meeting)
Categorization: no waiver of the late-filing penalty

Motion by Vice Chair Clancy to concur with categorization on Agenda Item 7, number 134; second by Commissioner Long. Motion passed by a vote of six ayes on Agenda Item 7, number 134. **Categorization is adopted on Agenda Item 7, number 134.**

Motion by Vice Chair Clancy to include under the guidelines as unacceptable excuses: left job as treasurer, dropped out of campaign, failed to terminate treasurer appointment, and was a defeated candidate; second by Commissioner Long. Motion passed by a vote of five ayes. Commissioner Untermeyer was off the dias.

Agenda Item 14: AOR-573: Whether a legislator may solicit contributions to a non-profit organization for which the legislator serves as executive director.

Natalia L. Ashley, Special Counsel, briefed the Commission on this agenda item. Motion by Commissioner Long to table Agenda Item 14; second by Commissioner Untermeyer. Motion passed by a vote of six ayes to table Agenda Item 14. Motion by Commissioner Untermeyer to reconsider Agenda Item 14; second by Commissioner Long. Motion passed by a vote of six ayes. **Motion passed by a vote of six ayes to reconsider Agenda Item 14.** Kathi Seay, chief of staff, with Representative David Simpson and Torch of Freedom Board of Directors, and Matt Krause, Representative-Elect, House District 93, with Torch of Freedom Foundation, spoke before the commission. **Motion passed by a vote of six ayes to table Agenda Item 14.**

Returned to Agenda Item 8.

1. Neil G. Baron (00015825)
Treasurer, Galveston County Democratic Party

Report: 8-day pre-election report due May 21, 2012
Penalty: \$6,000
Staff recommendation: the original report substantially complied with the applicable law

**2. Kelly W. Case (00068115)
Candidate, District Judge**

Report: 8-day pre-election report due May 21, 2012
Penalty: \$6,000
Staff recommendation: the original report substantially complied with the applicable law

**3. David H. Cavazos, IV (00068308)
Candidate, District Judge**

Report: 8-day pre-election report due May 21, 2012
Penalty: \$6,000
Staff recommendation: the original report substantially complied with the applicable law

**4. Christi L. Craddick (00030098)
Candidate, Railroad Commissioner**

Report: 8-day pre-election report due May 21, 2012
Penalty: \$4,100
Staff recommendation: the original report substantially complied with the applicable law

**5. Emeral E. Hayden (00016882)
Treasurer, El Paso Assn. Of Fire Fighters PAC**

Report: 8-day pre-election report due May 21, 2012
Penalty: \$5,800
Staff recommendation: the original report substantially complied with the applicable law

**6. Daniel Eric 'Eric' Kalenak (00067586)
Court of Appeals Justice**

Report: 8-day pre-election report due May 21, 2012
Penalty: \$6,000
Staff recommendation: the original report substantially complied with the applicable law

**7. James F. 'Jim' Landtroop, Jr. (00056964)
State Representative**

Report: 8-day pre-election report due May 21, 2012
Penalty: \$10,000
Staff recommendation: the original report substantially complied with the applicable law

8. Scott Liebling (00067398)
Treasurer, Balance PAC

Report: 8-day pre-election report due May 21, 2012
Penalty: \$6,400
Staff recommendation: the original report substantially complied with the applicable law

9. Randy Russell (00055953)
Treasurer, 'TAAPAC' Texas Academy of Audiology Political Action Committee

Report: 8-day pre-election report due May 21, 2012
Penalty: \$5,500
Staff recommendation: the original report substantially complied with the applicable law

10. William H. White (00062315)
Treasurer, 'CFT' Citizens for Texas

Report: 8-day pre-election report due May 21, 2012
Penalty: \$6,900
Staff recommendation: the original report substantially complied with the applicable law

11. Dick Alcala (00019663)
Senior Judge

Report: personal financial statement due April 30, 2007
Penalty: \$500
Staff recommendation: waiver of the late-filing penalty

12. Troy C. Bonin (00068264)
Candidate, State Representative

Report: 8-day pre-election report due May 21, 2012
Penalty: \$6,000
Staff recommendation: waiver of the late-filing penalty

13. Randy Cain (00056637)
Treasurer, Texans for Joe Strauss

a) Report: special pre-election report due May 22, 2012
Penalty: \$500
Staff recommendation: waiver of the late-filing penalty

- b) Report: special pre-election report due May 24, 2012
Penalty: \$500
Staff recommendation: waiver of the late-filing penalty

Total penalties: \$1,000

14. Angela M. Dowdle (00057960)
Candidate, District Attorney

Report: 8-day pre-election report due May 21, 2012
Penalty: \$6,000
Staff recommendation: waiver of the late-filing penalty

15. W. Robert 'Rob' Eissler (00051538)
State Representative

Report: special pre-election report due May 24, 2012
Penalty: \$500
Staff recommendation: waiver of the late-filing penalty

16. Craig Estes (00033299)
State Senator

Report: special pre-election report due May 26, 2012
Penalty: \$500
Staff recommendation: waiver of the late-filing penalty

17. Marisa Marquez (00062161)
State Representative

Report: special pre-election report due May 24, 2012
Penalty: \$500
Staff recommendation: waiver of the late-filing penalty

18. Justin Rodriguez (00067615)
Candidate, State Representative

Report: special pre-election report due May 24, 2012
Penalty: \$500
Staff recommendation: waiver of the late-filing penalty

19. Bart C. Standley (00038214)
Treasurer, Conservative Republicans of Texas

Report: special pre-election report due July 25, 2012
Penalty: \$500
Staff recommendation: waiver of the late-filing penalty

20. Michael Jay 'Mike' Wilson (00067926)
Candidate, Court of Appeals Justice

Report: 8-day pre-election report due May 21, 2012
Penalty: \$6,400
Staff recommendation: waiver of the late-filing penalty

Motion by Vice Chair Clancy to adopt staff's recommendations on Agenda Item 8, numbers 1 through 20; second by Commissioner Akin. Motion passed by a vote of six ayes. **Staff's recommendations are adopted on Agenda Item 8, numbers 1 through 20.**

21. Hector Enriquez (00067783)
Candidate, State Representative

Report: 8-day pre-election report due May 21, 2012
Penalty: \$600
Staff recommendation: reduction of the late-filing penalty to \$500

22. Roger D. Fisher, II (00068263)
Candidate, State Representative

Report: 8-day pre-election report due May 21, 2012
Penalty: \$800
Staff recommendation: reduction of the late-filing penalty to \$500

23. Nancy Cushman (00016018)
Treasurer, 'DowPAC' The Dow Chemical Company Employees PAC

Report: 8-day pre-election report due May 21, 2012
Penalty: \$3,600
Staff recommendation: reduction of the late-filing penalty to \$500

25. Nancy Cushman (00067015)
Treasurer, The GEO Group, Inc. Political Action Committee

Report: 8-day pre-election report due May 21, 2012
Penalty: \$6,000
Staff recommendation: reduction of the late-filing penalty to \$1,000

26. Mike C. Gohlke (00051510)
Treasurer, American Pharmacy Coalition, Inc. GPAC

Report: 8-day pre-election report due May 21, 2012
Penalty: \$5,400
Staff recommendation: reduction of the late-filing penalty to \$1,000

27. William T. Hughey (00062651)
District Judge

Report: 8-day pre-election report due May 21, 2012
Penalty: \$4,300
Staff recommendation: reduction of the late-filing penalty to \$1,000

28. Ray Holbrook (00051862)
Treasurer, Friends of Larry Taylor

Report: 8-day pre-election report due May 21, 2012
Penalty: \$6,000
Staff recommendation: reduction of the late-filing penalty to \$2,000

29. Stephen J. Gilles (00016108)
Treasurer, Gardere Wynne Sewell LLP Campaign Fund

- a) Report: 8-day pre-election report due May 4, 2012 (for May 12 uniform election)
Penalty: \$5,800
Staff recommendation: waiver of the late-filing penalty
- b) Report: 8-day pre-election report due May 21, 2012 (for May 29 primary election)
Penalty: \$4,100
Staff recommendation: reduction of the late-filing penalty to \$1,200

Total penalties: \$9,900 reduced to \$1,200

Motion by Vice Chair Clancy to adopt staff's recommendations on Agenda Item 8, numbers 21 through 23 and numbers 25 through 29; second by Commissioner Mendoza. Motion passed by a vote of six ayes. **Staff's recommendations are adopted on Agenda Item 8, numbers 21 through 23 and numbers 25 through 29.**

**24. Lori L. Cook (00066975)
Treasurer, 'KTCPP' Kaufman County TEA Party Patriots**

Report: 8-day pre-election report due May 21, 2012
Penalty: \$6,600
Staff recommendation: reduction of the late-filing penalty to \$1,000

Lori L. Cook spoke before the commission. Motion by Vice Chair Clancy to waive the late-filing penalty on Agenda Item 8, number 24; second by Commissioner Long. Motion passed by a vote of six ayes. **The waiver of the late-filing penalty is adopted on Agenda Item 8, number 24.**

**30. Donna Campbell (00067809)
Candidate, State Senator**

Report: special pre-election report due July 31, 2012
Penalty: \$500
Staff recommendation: no waiver of the late-filing penalty

Motion by Vice Chair Clancy to adopt staff's recommendation on Agenda Item 8, number 30; second by Commissioner Mendoza. Motion passed by a vote of six ayes. **Staff's recommendation is adopted on Agenda Item 8, number 30.**

Agenda Item 9: Reports more than 30-days late; Discussion and possible action regarding the imposition of additional fines on the following individuals.

Campaign Finance Reports

Candidates/Officeholders

- 1. Guillermo 'Willie' Gandara Jr. (00057999)
Candidate, State Representative**
Semiannual report due July 16, 2012 – Report not filed; \$500 penalty
- 2. Rebecca J. Cervera (00066144)
Candidate, No Office Indicated**
Semiannual report due July 16, 2012 – Report not filed; \$500 penalty
- 3. Choco G. Meza (00066202)
Candidate, County Party Chair, Bexar County**
Semiannual report due July 16, 2012 – Report not filed; \$500 penalty
- 4. Kevin Dean Dunn (00068113)
Candidate, State Representative**
Semiannual report due July 16, 2012 – Report filed late; \$500 penalty

5. **Frederick Leighton Durham, III (00068285)**
Candidate, State Representative
Semiannual report due July 16, 2012 – Report filed late; \$500 penalty
6. **Jesus A. ‘Alex’ Mendoza (00068408)**
Candidate, State Representative
Semiannual report due July 16, 2012 – Report filed late; \$500 penalty
7. **Paul A. Heidt, Jr. (00068551)**
Candidate, State Representative
Semiannual report due July 16, 2012 – Report not filed; \$500 penalty

Political Committees

8. **Michelle Hill, Treasurer**
‘CSB PAC’ Citizens State Bank Woodville, Texas PAC (00015542)
Semiannual report due July 16, 2012 – Report filed late; \$500 penalty
9. **Carole L. Liberte, Treasurer**
‘GDR-PAC’ Greater Dallas Republicans Political Action Committee (00052419)
Semiannual report due July 16, 2012 – Report not filed; \$500 penalty
10. **Len Goff, Treasurer**
Fort Bend Democrats (00056054)
Semiannual report due July 16, 2012 – Report not filed; \$500 penalty
11. **Joe D. Webb, Treasurer**
‘RRAIL’ Richmondrail.org (00059842)
Semiannual report due July 16, 2012 – Report not filed; \$500 penalty
12. **Robert Castaneda, Jr., Treasurer**
Keep Bexar Met (00067513)
Semiannual report due July 16, 2012 – Report not filed; \$500 penalty
13. **Heriberto Medrano, Treasurer**
‘HCLC’ Harlingen Citizens Leadership Council Inc. (00067915)
Semiannual report due July 16, 2012 – Report not filed; \$500 penalty
14. **Justin R. Jordon, Treasurer**
‘CRH’ Conservative Republicans of Houston (00067930)
Semiannual report due July 16, 2012 – Report not filed; \$500 penalty
15. **Ross Haunschild, Treasurer**
‘LCPOA - PF’ League City Police Officers Association PAC Fund (00060042)
Monthly report due June 5, 2012 – Report not filed; \$500 penalty

Personal Financial Statements

16. **Joey G. Dauben (00068364)**
Candidate, State Senator
Personal Financial Statement due April 18, 2012 - Report not filed; \$500 penalty

Lobby

17. **Mark Bruce (00053643)**
Lobbyist
Annual Lobby Activities Report due January 10, 2012 – Report filed late; \$500 penalty
18. **Rebecca Madigan (00067390)**
Lobbyist
Annual Lobby Activities Report due January 10, 2012 – Report filed late; \$500 penalty

Motion by Vice Chair Clancy to increase each fine by \$1,000 for a total penalty of \$1,500 for each and refer the late filers to the Attorney General's office on Agenda Item 9, numbers 1 through 18; second by Commissioner Mendoza. Motion passed by a vote of five ayes. Commissioner Untermeyer was off the dais. **Staff's recommendations to increase the penalties are adopted on Agenda Item 9, numbers 1 through 18.**

Agenda Item 10: Presentation and discussion on the proposed electronic filing system. David A. Reisman, Executive Director, and Jessie Haug, Director of the Computer Services Division.

Postponed until the next commission meeting.

Agenda Item 11: Discussion and possible action regarding the termination of a campaign treasurer appointment of the following inactive candidates and political committees.

Candidates

1. **Jeffrey B. 'Jeff' Blake (00067509)**
Candidate for Railroad Commissioner
2. **Jeremy B. DuCote (00067608)**
Candidate for District Judge, 10th Judicial District
3. **LaMartin D. Jones-Anderson (00067626)**
Candidate for State Representative, District 22

Political Committees

4. **Texas Coalition of Black Democrats – Dallas Chapter (00016677)**
Hope A. Hart, Treasurer
5. **San Antonio Democrats PAC (00067271)**
Fernando Z. Contreras, Jr., Treasurer
6. **Keep Bexar Met (00067513)**
Robert Castaneda, Jr., Treasurer
7. **Stonewall Democrats of El Paso (00067621)**
Jonathan Kennedy, Treasurer

Motion by Vice Chair Clancy to adopt staff's recommendations on Agenda Item 11, numbers 1 through 7; second by Commissioner Akin. Motion passed by a vote of five ayes. Commissioner Untermeyer was off the dais. **Staff's recommendations are adopted on Agenda Item 11, numbers 1 through 7.**

Agenda Item 12: AOR-570: Whether a candidate or officeholder may use for personal purposes "reward points" that are earned by making political expenditures with a credit card.

Natalia L. Ashley, Special Counsel, briefed the commission on this agenda item. Gardner Pate, attorney, spoke before the commission. Motion by Vice Chair Clancy to reject the draft of the advisory opinion; second by Commissioner Untermeyer. Motion failed. Vice Chair Clancy, and Commissioners Akin and Untermeyer voted yes. Chair Ramsay, and Commissioners Long and Mendoza voted no. **Motion to reject the draft of the advisory opinion failed by a vote of 3 to 3.** Since there was no consensus, no opinion was issued.

Agenda Item 13: AOR-571 and AOR-572: Whether a city council member's refrigerator magnet constitutes political advertising for purposes of section 255.003 of the Election Code.

Natalia L. Ashley, Special Counsel, briefed the commission on this agenda item. Motion by Commissioner Akin to adopt AOR-571 and AOR-572; second by Vice Chair Clancy. Motion passed by a vote of five ayes. Commissioner Untermeyer recused himself. **AOR-571 and AOR-572 are adopted.**

Agenda Item 15: AOR-574: Whether a former employee of a state regulatory agency who worked on a schematic for a particular highway construction project may receive compensation from a private employer for services related to the oversight of the construction project.

Natalia L. Ashley, Special Counsel, briefed the commission on this agenda item. Motion by Vice Chair Clancy to adopt AOR-574; second by Commissioner Long. Motion passed by a vote of five ayes. Commissioner Untermeyer was off the dais. **AOR-574 is adopted.**

Agenda Item 16: AOR-575: Whether a parent for-profit corporation may solicit political contributions from employees of its wholly owned and operated subsidiary for-profit corporations to a general-purpose committee assisted by the parent corporation.

Natalia L. Ashley, Special Counsel, briefed the commission on this agenda item. This agenda item was tabled until the next Commission meeting. There was no objection.

Agenda Item 17: Public discussion and possible action on the proposal or adoption and publication in the Texas Register of an amendment to Ethics Commission Rule § 20.555 (County Executive Committee Accepting Contributions or Making Expenditures That Exceed \$25,000).

Natalia L. Ashley, Special Counsel, briefed the commission on this agenda item. Motion by Commissioner Long to adopt section 20.555 of the Ethics Commission Rules; second by Commissioner Akin. Motion passed by a vote of six ayes. **Section 20.555 of the Ethics Commission Rules is adopted.**

Agenda Item 18: Public discussion and possible action on the proposal and publication in the Texas Register of an amendment to Ethics Commission Rule §18.23 (Administrative Waiver of Fine).

Natalia L. Ashley, Special Counsel, briefed the commission on this agenda item. Motion by Commissioner Akin to publish in the Texas Register section 18.23 of the Ethics Commission Rules; second by Commissioner Long. Motion passed by a vote of six ayes. **Section 18.23 of the Ethics Commission Rules is proposed for publication in the Texas Register for comment.**

Agenda Item 19: Public discussion and possible action on the proposal and publication in the Texas Register of an amendment to Ethics Commission Rule § 50.1 (Legislative Per Diem) relating to the legislative per diem required to be set under Article III, Section 24a, of the Texas Constitution.

David A. Reisman, Executive Director, briefed the commission on this agenda item. Motion by Vice Chair Clancy to publish in the Texas Register section 50.1 of the Ethics Commission Rules to increase the legislative per diem to \$179; second by Commissioner Akin. Motion passed by a vote of six ayes. **Ethics Commission Rule § 50.1 is proposed for publication in the Texas Register for comment.**

Agenda Item 20: Appointment of a Nominating Committee for the positions of Chair and Vice Chair of the Texas Ethics Commission.

Chair Ramsay appointed Commissioners Mendoza and Harrison for the nominating committee. The vote will be held at the next commission meeting.

The next Commission meeting is tentatively scheduled for January 31, 2013.

Agenda Item 21: Adjourn.

Commission meeting adjourned by unanimous consent. Motion passed by unanimous vote.