



TEXAS ETHICS COMMISSION MEETING

Afternoon Meeting Minutes

August 21, 2014, 1:30 p.m.
Capitol Extension, Room E1.014
Austin, Texas 78701



COMMISSIONERS PRESENT: Jim Clancy, Chair; Paul W. Hobby, Vice Chair; Hugh C. Akin, Wilhelmina Delco, Tom Harrison, Bob Long, Tom Ramsay, and Chase Untermeyer.

COMMISSIONERS NOT PRESENT: None.

STAFF PRESENT: Natalia L. Ashley, Amy Barden, Margie Castellanos, Marta Cortez, Homer Diaz, Robbie Douglas, Sue Edwards, Nick Espinosa, Michelle Griffin, Jessie Haug, Jessica Hurtado, Becky Levy, Bobby Mannas, John Moore, Mike McElhaney, Brooke Perkins, Ian Steusloff, and Jim Tinley.

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 Clancy. Natalia Luna Ashley, Executive Director, called the roll. All Commissioners were present.

Agenda Item 2: Review guidelines to staff for imposition of late filing fines and possible changes and whether rulemaking is appropriate.

Chair Clancy stated that for the last 12 months or so, the Commission has been operating under some waiver and reduction guidelines to try to ensure that similar situations are treated consistently. He added that in order for the Commission to administer a system of disclosure, it is very important that reports are received, and that they are received on time. He stated that there is a large spectrum of waivers, and that of the late fines, over one-third of them are waived the first time. He asked staff to comment on whether they have enough guidance to set the guidelines into a rulemaking procedure so that all the public could be given the guidelines and see where they fall within the spectrum.

Amy Barden, senior legal assistant, stated that staff could incorporate the guidelines into a draft for rules. Natalia Luna Ashley, Executive Director, asked whether the rules would still require the waiver or reduction request to come before the Commission and basically be styled in its current format, which seems to work well, or whether the rules would allow the issue to be resolved without the request coming before the Commission unless a filer wanted to appeal the determination set out in the rules. Chair Clancy stated that if the filer falls within the rules, that determination would be made without the request coming before the Commission. The request would be brought to the Commission only if staff needs to vary from the rule or the filer needs to appeal the determination made under the rule. Therefore, the determination of a lot of the penalties would be made by application of the rules administratively, and the filer would have the capability to challenge their applicability without the Commission having to rule on 40 separate late-filing penalties at each meeting.

Chair Clancy stated that there may be a time when the Commission may want to pass certain dispensations based on current events, such as a redistricting lawsuit that changes all the deadlines or the Commission launching new software that could potentially generate a huge number of issues. During those times, there may be a reason for the Commission to state that they would do something different than what is set out in the rules for a particular filing deadline. He stated that this is something to think about for the future.

There being no more discussion, Chair Clancy asked staff to draft proposed rule(s) regarding late-filing penalties so that disclosure is encouraged and the right spectrum is in place.

Natalia Luna Ashley, Executive Director, mentioned adding to the guidelines the situation where a filer was not able to file a timely report because the filer is an emergency responder. Chair Clancy and Commissioners Untermeyer and Delco responded with comments. Chair Clancy directed staff to bring a proposal for rules to the next meeting.

For Agenda Items 3 and 4, the following represents the actions taken by the Ethics Commission in the order they occurred during the meeting.

Agenda Item 3: 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:

**58. Linda K. Hill (00018802)
Treasurer, McLennan County Republican Women PAC**

Report: 8-day pre-election report due May 2, 2014
Penalty: \$500
Categorization: reduction to \$100

Linda K. Hill spoke before the Commission. Motion by Vice Chair Hobby to waive the late-filing penalty on Agenda Item 3, number 58; second by Commissioner Untermeyer. Motion passed by a vote of eight ayes. **Waiver of the \$500 late-filing penalty is adopted on Agenda Item 3, number 58.**

67. Joseph 'Joe' Lozano (00068482)
Treasurer, The Continuum Fund, Zachry Holdings, Inc. Political Action Committee

- a) Report: 30-day pre-election report due February 3, 2014
Penalty: \$500
Categorization: no waiver
- b) Report: 8-day pre-election report due February 24, 2014
Penalty: \$7,500
Categorization: reduction to \$1,300

Mr. A.J. Rodriguez, advisor and counselor for The Continuum Fund PAC, spoke before the Commission. Chair Clancy recused himself from this matter, and yielded the Chair to Vice Chair Hobby. Chair Hobby and Commissioners Ramsay, Akin, and Harrison responded with questions. Chair Hobby suggested that the penalty be \$500 for each report for a total of \$1,000. Commissioner Long moved that the penalty for each report be \$500 for a total late-filing penalty of \$1,000; second by Commissioner Delco. Motion passed by a vote of seven ayes. **The categorization is adopted on Agenda Item 3, number 67(a), and the reduction to \$500 is adopted on Agenda Item 3, number 67(b) for a total of \$1,000.** Chair Hobby yielded the chair back to Chair Clancy.

Agenda Item 3, Numbers 57 and 80, are postponed at the filers' request.

1. Rich Gray (00066569)
Member, Prescribed Burning Board

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: waiver

2. Joseph 'Joe' Edgar (00066351)
Candidate, State Representative

Report: semiannual report due January 15, 2014
Penalty: \$1,500 (increased at the May 2014 meeting)
Categorization: waiver (based on new information)

3. Harvey M. 'Chip' Jarvis (00068007)
Candidate, District Judge

Report: semiannual report due January 15, 2014
Penalty: \$1,500 (increased at the May 2014 meeting)
Categorization: waiver (based on new information)

4. Norma P. Chavez (00032066)
Candidate, State Representative

Report: semiannual report due January 15, 2014
Penalty: \$500
Categorization: waiver

5. Braeden M. Wright (00069870)
Candidate, State Representative

Report: personal financial statement due January 21, 2014
Penalty: \$500
Categorization: waiver

6. Mary 'Missy' Medary (00042268)
District Judge

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: waiver

7. William Charles Bosworth, Jr. (00051442)
District Judge

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: waiver

8. Bob Parks (00019427)
District Judge

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: waiver

9. Fred W. Davis (00019805)
Senior Judge

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: waiver

10. Travis B. Bryan, III (00062803)
District Judge

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: waiver

11. Jack E. Carter (00019023)
Court of Appeals Justice

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: waiver

12. Jerry A. 'Allan' Garrett (00067605)
District Judge

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: waiver

13. Rebeca C. Martinez (00065774)
Court of Appeals Justice

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: waiver

14. John M. Delaney (00019885)
Senior Judge

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: reduction to \$150

15. Antonia 'Toni' Arteaga (00065022)
District Judge

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: reduction to \$150

16. Susan T. Clark (00056261) – RECONSIDERATION
Treasurer, 'FBCDP' Fort Bend County Democratic Party (CEC)

Report: semiannual report due January 15, 2014
Penalty: \$500
Categorization: no waiver (at April 2014 meeting)
waiver (based on reconsideration of new information)

17. Krystle S. Phillips (00069965)
Treasurer, 'J & C PAC' Jones & Carter, Inc. PAC

Report: monthly report due May 5, 2014
Penalty: \$500
Categorization: waiver

18. Noel A. Freeman (00016168)
Treasurer, 'HGLBTCPAC' Houston GLBT Political Caucus PAC

Report: monthly report due May 5, 2014
Penalty: \$500
Categorization: waiver

19. Jeremiah B. Hendricks (00070143)
Treasurer, 'SW LIUNA PAC' Southwest LIUNA PAC

Report: monthly report due May 5, 2014
Penalty: \$500
Categorization: waiver

20. Vistasp M. Karbhari (00069085)
President, University of Texas at Arlington

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: waiver

21. James R. Hines (00052407)
Lobbyist

Report: lobby activities report due April 10, 2014
Penalty: \$500
Categorization: waiver

22. Norman Garza (00065152)
Lobbyist

Report: lobby activities report due May 12, 2014
Penalty: \$500
Categorization: waiver

23. Jay Howard (00030094)
Lobbyist

Report: lobby activities report due June 10, 2014
Penalty: \$500
Categorization: waiver

24. Johnny Villarreal (00032807)
Lobbyist

Report: lobby activities report due May 12, 2014
Penalty: \$500
Categorization: waiver

25. Johnny Villarreal (00032807)
Lobbyist

Report: lobby activities report due June 10, 2014
Penalty: \$500
Categorization: reduction to \$100

26. Samantha Anne Omey (00061299)
Lobbyist

Report: lobby activities report due May 12, 2014
Penalty: \$500
Categorization: reduction to \$100

27. Thomas J. Allen, III (00062565)
Lobbyist

Report: lobby activities report due May 12, 2014
Penalty: \$500
Categorization: reduction to \$300

28. Elsie Allen (00058495)
Member, Council on Sex Offender Treatment

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: waiver

29. David R. Schmidt (00059533)
Member, Advisory Board of Athletic Trainers

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: waiver

30. R. David Kelly (00051887)
Presiding Officer, Teacher Retirement System of Texas Board of Trustees

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: waiver

31. Carlos R. Chacon (00065204)
Member, Texas State Board of Examiners of Psychologists

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: reduction to \$50

32. John R. Leahy (00065712)
Member, Texas Board Of Licensure For Professional Medical Physicists

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: reduction to \$50

33. Nizam Peerwani (00066181)
Member, Texas Forensic Science Commission

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: reduction to \$50

34. Allan D. Cain (00057981)
Member, Texas Commission On Jail Standards

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: reduction to \$50

35. Sarah Kerrigan (00063804)
Member, Texas Forensic Science Commission

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: reduction to \$50

36. Michael L. 'Mike' Allen (00065066)
Member, Upper Guadalupe River Authority

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: reduction to \$50

37. Albert L. Black (00056899)
Member, Texas Private Security Board

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: reduction to \$50

38. Manuel G. Guajardo (00058304)
Member, Texas Medical Board

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: reduction to \$50

39. Ben Scholz (00068951)
Member, Texas Grain Producer Indemnity Board

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: reduction to \$50

40. Tiffany Dawn Burks (00066581)
Member, Midwestern State University Board of Regents

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: reduction to \$100

41. Enrique Castro (00061551)
Member, Texas State Board of Plumbing Examiners

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: reduction to \$150

42. Luis F. De La Garza, Jr. (00065139)
Member, Texas Appraiser Licensing and Certification Board

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: reduction to \$150

43. Noel R. Rosenbaum (00066728) – RECONSIDERATION
Treasurer, 'WDEP' Westside Democrats of El Paso

Report: semiannual report due January 15, 2014
Penalty: \$500
Categorization: no waiver (at April 2014 meeting)

44. George F. Evans, Jr. (00016783)
Treasurer, Bexar PAC

Report: semiannual report due January 15, 2014
Penalty: \$500
Categorization: no waiver

45. Jason Castaneda (00069515)
Candidate, District Judge

Report: semiannual report due January 15, 2014
Penalty: \$1,500 (increased at the May 2014 meeting)
Categorization: no waiver

46. Dexter E. Smith (00067878)
Candidate, State Board of Education

Report: semiannual report due January 15, 2014
Penalty: \$500
Categorization: no waiver

47. Quinn Eaker (00069905) – RECONSIDERATION
Candidate, State Representative

Report: personal financial statement due January 21, 2014
Penalty: \$500
Categorization: no waiver (at May 2014 meeting)

48. Leslie B. Yates (00025799)
Senior Judge

Report: personal financial statement due April 30, 2014
Penalty: \$500
Categorization: no waiver

49. Roger L. Wrights (00069419)
Candidate, Governor

Report: personal financial statement due January 21, 2014
Penalty: \$500
Categorization: no waiver

50. Kirk D. Kistner (00066192)
Treasurer, 'BCGC PAC' Bartlett Cocke General Contractors Political Action Committee

Report: monthly report due May 5, 2014
Penalty: \$500
Categorization: no waiver

51. Anne B. Darring (00069288)
Candidate, District Judge

Report: personal financial statement due January 21, 2014
Penalty: \$500
Categorization: reduction to \$150

52. Andrea C. Hilburn (00069673)
Candidate, State Board of Education

Report: 30-day pre-election report due February 3, 2014
Penalty: \$500
Categorization: no waiver

53. Nigel H. Redmond (00069808)
Candidate, District Judge

Report: 8-day pre-election report due February 24, 2014
Penalty: \$600
Categorization: reduction to \$250

54. Erika Beltran (00069788)
Candidate, State Board of Education

Report: 8-day pre-election runoff report due May 19, 2014
Penalty: \$500
Categorization: reduction to \$150

55. Tanner M. Neidhardt (00069663)
Candidate, District Judge

Report: 8-day pre-election runoff report due May 19, 2014
Penalty: \$500
Categorization: reduction to \$150

56. Harold John 'John' Schmude (00069328)
Candidate, District Judge

Report: 8-day pre-election runoff report due May 19, 2014
Penalty: \$500
Categorization: reduction to \$150

59. Eric B. Couch (00018800)
Treasurer, Republican Executive Committee of Comal County (CEC)

Report: 8-day pre-election runoff report due May 19, 2014
Penalty: \$500
Categorization: reduction to \$100

**60. Michelle Spitzer (00029579)
Treasurer, 'LARW' Lubbock Area Republican Women PAC**

Report: 8-day pre-election runoff report due May 19, 2014
Penalty: \$500
Categorization: reduction to \$100

**61. Patsy Smith (00066792)
Treasurer, Panola County Republican Women**

Report: 30-day pre-election report due February 3, 2014
Penalty: \$500
Categorization: reduction to \$100

**62. Patsy Smith (00066792)
Treasurer, Panola County Republican Women**

Report: 8-day pre-election report due February 24, 2014
Penalty: \$600
Categorization: reduction to \$300

**63. Margarita 'Margot' Garza (00069417)
Treasurer, Texas Latina List**

Report: 8-day pre-election report due February 24, 2014
Penalty: \$500
Categorization: reduction to \$300

**64. Mark E. Maher, Sr. (00053429) – RECONSIDERATION
Treasurer, 'O.P.E.R.A.T.E.' Operator's Political Educational and Recruitment Awareness
Towards Elections**

Report: 30-day pre-election report due February 3, 2014
Penalty: \$500
Categorization: reduction to \$300 (at the May 2014 meeting)

**65. Maria D. Montes (00056014)
Treasurer, 'HCYD PAC' Harris County Young Democrats PAC**

Report: 8-day pre-election report due May 2, 2014
Penalty: \$1,700
Categorization: reduction to \$300

66. Paul S. Davidson (00053188)
Treasurer, 'Vought Aircraft PAC' Triumph Group Inc. PAC

- a) Report: 30-day pre-election report due February 3, 2014
Penalty: \$500
Categorization: no waiver
- b) Report: 8-day pre-election report due February 24, 2014
Penalty: \$3,900
Categorization: reduction to \$800

68. Joseph Mark Roach (00028200)
Treasurer, 'ABC TCB PAC' Associated Builders & Contractors, Inc., Texas Coastal Bend PAC

- a) Report: 30-day pre-election report due February 3, 2014
Penalty: \$500
Categorization: no waiver
- b) Report: 8-day pre-election report due February 24, 2014
Penalty: \$4,200
Categorization: reduction to \$1,250

69. William 'Will' Raba (00040588)
Treasurer, Northside Bond Committee

Report: 30-day pre-election report due April 10, 2014
Penalty: \$500
Categorization: reduction to \$100

70. Susan Bennett-Schaffer (00062747)
Treasurer, 'State Farm Agents PAC' State Farm Agents Political Action Committee

Report: 8-day pre-election runoff report due May 19, 2014
Penalty: \$500
Categorization: reduction to \$100

71. Marcie Trevino-Ripper (00057350)
Treasurer, 'BCYD' Bexar County Young Democrats

Report: 8-day pre-election runoff report due May 19, 2014
Penalty: \$500
Categorization: reduction to \$100

72. Patricia P. Baig (00037828)
Treasurer, 'RPOFBC' Republican Party of Fort Bend County (CEC)

Report: 8-day pre-election report due May 2, 2014
Penalty: \$500
Categorization: reduction to \$300

73. Bo V. Cung (00066815)
Treasurer, 'VA-PAC' Vietnamese-American Political Action Committee

Report: 8-day pre-election report due May 2, 2014
Penalty: \$1,000
Categorization: reduction to \$800

74. Tung Q. Le (00069793)
Treasurer, 'TARA of North Texas' Texas Asian Republican Assembly of North Texas

Report: 30-day pre-election report due April 10, 2014
Penalty: \$500
Categorization: reduction to \$50

75. Dale Thomas (00070193)
Individual Filing Direct Expenditure Report

Report: 30-day pre-election report due April 10, 2014
Penalty: \$500
Categorization: reduction to \$50

76. Dale Thomas (00070193)
Individual Filing Direct Expenditure Report

Report: 8-day pre-election report due May 2, 2014
Penalty: \$1,800
Categorization: reduction to \$150

77. Billy Charles Oliver, Jr. (00024020)
Chair, Jefferson County Republican Party (P)

Report: 8-day pre-election political party report due February 24, 2014
Penalty: \$500
Categorization: no waiver

78. John A. Carter, Jr. (00016587)
Treasurer, Fund For The Future

Report: 8-day pre-election report due May 2, 2014
Penalty: \$2,100
Categorization: no waiver

79. Fidencio M. Guerra, Jr. (00020289)
Candidate, District Judge

Report: 8-day pre-election runoff report due May 19, 2014
Penalty: \$500
Categorization: no waiver

Motion by Commissioner Ramsay to adopt the categorizations for Agenda Item 3, numbers 1 through 56, 59 through 66, and 68 through 79; second by Commissioner Akin. **The categorizations are adopted on Agenda Item 3, numbers 1 through 56, 59 through 66, and 68 through 79.**

Agenda Item 4: 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:

22. John L. Nau, III (00051153)
Treasurer, Texans for Greg Abbott

Report: special pre-election report due February 28, 2014
Penalty: \$500
Categorization: no waiver

Gardner Pate, attorney at Locke Lord representing Mr. Nau and Texans for Greg Abbott, spoke before the Commission on this agenda item. Vice Chair Hobby and Commissioners Long, Untermeyer, and Ramsay responded with comments. Motion by Commissioner Harrison to determine substantial compliance; second by Commissioner Akin. **Motion passed by a vote of eight ayes to determine the report was in substantial compliance on Agenda Item 4, number 22.**

1. John J. Carona (00019837)
State Senator

Report: 8-day pre-election report due February 24, 2014
Penalty: \$10,000
Categorization: substantial compliance

2. Esteban R. Campos (00039023)
Treasurer, 'TCRPCEC' Travis County Republican Party (CEC)

Report: 8-day pre-election report due February 24, 2014
Penalty: \$4,900
Categorization: substantial compliance

3. Bonnie L. Goldstein (00066111)
Candidate, District Judge

Report: 8-day pre-election report due February 24, 2014
Penalty: \$10,000
Categorization: substantial compliance

4. Weldon R. Gray (00017144)
Treasurer, 'TSTCI PAC' Texas Statewide Telephone Cooperative PAC

Report: 8-day pre-election report due February 24, 2014
Penalty: \$10,000
Categorization: substantial compliance

5. Darren B. 'Bret' Griffin (00069300)
District Judge

Report: 8-day pre-election report due February 24, 2014
Penalty: \$8,800
Categorization: substantial compliance

6. Joan L. Hinshaw (00067358)
Treasurer, 'BCTDW' Bell County Texas Democratic Women

Report: 8-day pre-election report due February 24, 2014
Penalty: \$8,800
Categorization: substantial compliance

7. Phillip S. 'Phil' King (00036483)
State Representative

Report: 8-day pre-election report due October 29, 2012
Penalty: \$10,000
Categorization: substantial compliance

**8. Susan Denara Motley (00069535)
Candidate, State Representative**

Report: 8-day pre-election report due February 24, 2014
Penalty: \$8,900
Categorization: substantial compliance

**9. Leanne Johnson (00069695)
Court of Appeals Justice**

Report: 8-day pre-election report due February 24, 2014
Penalty: \$10,000
Categorization: waiver

**10. Janey Briscoe Marmion (00069297)
Treasurer, J Carnes for Texas**

Report: 8-day pre-election report due February 24, 2014
Penalty: \$500
Categorization: waiver

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

Report: 8-day pre-election report due February 24, 2014
Penalty: \$700
Categorization: waiver

**12. Patricia V. Grady (00069207)
Candidate, District Judge**

Report: 8-day pre-election report due February 24, 2014
Penalty: \$800
Categorization: waiver

**13. Evan C. Stubbs (00069512)
Candidate, District Judge**

Report: 8-day pre-election report due February 24, 2014
Penalty: \$800
Categorization: waiver

**14. Sheree Havlik (00069679)
Treasurer, LIFE P.A.C.**

Report: 8-day pre-election report due February 24, 2014
Penalty: \$1,300
Categorization: waiver

**15. W. Kenneth 'Ken' Paxton, Jr. (00051407)
State Senator/Candidate, Attorney General**

Report: personal financial statement due June 29, 2007
Penalty: \$500
Categorization: waiver

**16. Santiago S. 'Jim' Coronado (00054327)
District Judge**

- a) Report: personal financial statement due April 30, 2004
Penalty: \$500
Categorization: waiver
- b) Report: personal financial statement due May 2, 2005
Penalty: \$500
Categorization: waiver
- c) Report: personal financial statement due February 13, 2006
Penalty: \$500
Categorization: waiver

**17. Judith Zaffirini (00020971)
State Senator**

- a) Report: personal financial statement due February 11, 2004
Penalty: \$500
Categorization: waiver
- b) Report: personal financial statement due May 2, 2005
Penalty: \$500
Categorization: waiver
- c) Report: personal financial statement due May 1, 2006
Penalty: \$500
Categorization: waiver

**18. Skip M. Ogle (00069459)
Candidate, State Representative**

Report: 8-day pre-election report due February 24, 2014
Penalty: \$1,100
Categorization: reduction to \$500

**19. Thomas C. Merritt (00023181)
Candidate, Agriculture Commissioner**

Report: 8-day pre-election report due February 24, 2014
Penalty: \$1,300
Categorization: reduction to \$1,000

**20. James C. Shaw (00051076)
Treasurer, 'TAL' Texas Alliance for Life**

Report: 8-day pre-election report due February 24, 2014
Penalty: \$2,100
Categorization: reduction of late-filing penalty to \$1,000

**21. Shelly B. Sitton (00069554)
Candidate, District Judge**

Report: 8-day pre-election report due February 24, 2014
Penalty: \$8,800
Categorization: reduction of the late-filing penalty to \$1,000

Motion by Commissioner Delco to approve the recommendations based on previous Commission decisions on Agenda Item 4, numbers 1 through 21; second by Commissioner Ramsay. **Motion passed by a vote of eight ayes on Agenda Item 4, numbers 1 through 21.**

Agenda Item 5: Reports more than 30 days late; Discussion and possible action regarding the imposition of an additional fine on the following individuals:

Natalia Luna Ashley, Executive Director, briefed the Commission on this agenda item. She instructed the Commission to remove Agenda Item 4, number 2, because the filer has complied with the filing requirements.

Political Committees

- 1. C. Larry Trejo, Treasurer
Associated General Contractors of El Paso PAC (00041885)
Monthly Report due 3/5/2014 – Report not filed; \$500 penalty**

Motion by Commissioner Akin to approve the recommendation to increase the penalty by \$1,000 for a total penalty of \$1,500 on Agenda Item 4, number 1; second by Commissioner Harrison. Motion passed by a vote of eight ayes. **Recommendation to increase the penalty by \$1,000 for a total penalty of \$1,500 on Agenda Item 4, number 1, is adopted.**

Personal Financial Statement

3. Jay Winter (00069692)

Member - Texas Animal Health Commission

Personal Financial Statement due 4/30/2014 – Report not filed; \$500 penalty

Motion by Commissioner Harrison to approve the recommendation to increase the penalty by \$1,000 for a total penalty of \$1,500 on Agenda Item 4, number 3; second by Commissioner Akin. Motion passed by a vote of eight ayes. **Recommendation to increase the penalty by \$1,000 for a total penalty of \$1,500 on Agenda Item 4, number 3, is adopted.**

Agenda Item 6: Comments by Commissioners.

Chair Clancy asked for volunteers to be on a corrected report subcommittee to develop guidelines. Vice Chair Hobby suggested that staff develop the guidelines and then present them to the Commission for discussion. Natalia Luna Ashley, Executive Director, stated that staff had the direction they needed to bring guidelines for corrected reports to the table for discussion.

Agenda Item 7: Adjourn.

Motion by Commissioner Delco to adjourn; second by Commissioner Akin. **Motion passed by unanimous consent.**