

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

Chase Untermeyer, Chair  
Hugh C. Akin  
Jim Clancy  
Chad M. Craycraft

Wilhelmina Delco  
Mary K. "Katie" Kennedy  
Tom Ramsay  
Steve Wolens

## **AGENDA**

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Date and Time:	9:30 a.m., Friday, October 14, 2016
Location:	Room E1.014, Capitol Extension, Austin, Texas

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1. Call to order; roll call.
2. Comments by the Executive Director.
3. Comments by the Commissioners.
4. Approve minutes for the following meetings:
  - Executive Session (discussion of pending litigation) – August 15, 2016; and
  - Public Meeting – August 15, 2016.

### **RULEMAKING**

5. Public discussion and possible action on the proposal and publication in the Texas Register of an amendment to Texas Ethics Commission Rules § 50.1 (Legislative Per Diem) relating to the legislative per diem required to be set under Article III, Section 24a, of the Texas Constitution.
6. Public discussion and possible action on the proposal and publication in the Texas Register of a rule to address when a change to a contract is subject to the disclosure requirements of Government Code § 2252.908, which was added by House Bill 1295, 84th Legislative Session.
7. Public discussion and possible action on the proposal and publication in the Texas Register of an amendment to Ethics Commission Rules § 20.50, regarding the requirement that a campaign finance report include the total amount of political contributions maintained at the end of the reporting period.
8. Public discussion and possible action on the proposal and publication in the Texas Register of an amendment to Ethics Commission Rules § 34.43(Compensation and Reimbursement Threshold), regarding the lobby registration requirement for

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*For more information, contact Natalia Luna Ashley, Executive Director, at (512) 463-5800.*

compensation if no more than 5% of a person's compensated time during a calendar quarter is spent engaging in lobby activity.

9. Public discussion and possible action on the adoption or proposal and publication in the Texas Register of an amendment to Ethics Commission Rules § 26.1 (Disclosure Statement), to clarify how a political advertising disclosure statement must be included in political advertising in audio form, including broadcasts by radio.
10. Public discussion and possible action on the adoption or proposal and publication in the Texas Register of a new Ethics Commission Rules § 20.60 (Reporting Political Expenditures for Processing Fees), regarding the disclosure of multiple payments in a reporting period to a single person for fees to process political contributions.
11. Public discussion and possible action on the adoption or proposal and publication in the Texas Register of a new Ethics Commission Rules § 20.56 (Expenditures Involving Consultants) and an amendment to Ethics Commission Rules § 20.61 (Purpose of Expenditure), regarding the disclosure of political expenditures made to consultants.

### **ADVISORY OPINION**

12. Discussion of Advisory Opinion Request No. 614: Whether a communication relating to a measure election complies with section 255.003 of the Election Code.

This opinion request construes section 255.003 of the Election Code.

### **OTHER POLICY MATTERS**

13. Briefing, discussion, and possible action to waive or reduce certain penalties assessed for campaign finance reports and personal financial statements filed late due to issues with the new electronic filing application for the following individuals:

#### **Campaign Finance Reports**

Juan Magallanes (00022775)

**Personal Financial Statements**

Daniel S. 'Shawn' Council (00080436)  
Connor P. Flanagan (00080358)  
Martha H. Jamison (00027107)  
Thomas F. Lee (00020138)  
Clyde Frederick 'Fred' Shannon, Jr. (00043506)  
Russel D. 'Rusty' Boles (00080310)  
Claude Siems (00070901)  
Susan Simpson Hull (00070225)  
Kenneth Ross (00063549)  
Mark Skurka (00042116)  
Rabeea Sultan Collier (00080198)  
James D. Morrison (00080120)  
Erika Beltran (00069788)  
Brian J. Haley (00069018)  
Brandon H. Bouma (00067746)  
Guy Brady (00068940)  
Andy M. Chatham (00058203)  
Sarah D. Monty-Aroni (00069203)  
Yahara L. Gutierrez (00061785)  
Sara Kate Billingsley (00070991)  
Dibrell W. 'Dib' Waldrip (00036505)  
Irene Armendariz (00062293)  
Richard H. 'Rick' Magnis (00057941)  
Harold Ashley Ledger, DPM (00065969)  
Gwyn C. Shea (00020997)  
Nizam Peerwani, M.D. (00066181)  
Richard R. 'Dick' Scott (00065382)

14. Briefing, discussion, and possible action on appeals of determinations made under Ethics Commission Rules §§ 18.25 and 18.26 relating to administrative waiver or reduction of a fine, for the following individuals:

Jacqueline R. Verastigui (00080618)  
Paul Greco (00080579)  
Fredericka M. Phillips (00066411)  
James R. Dickey, Sr. (00069834)

15. Briefing, discussion, and possible action to waive or reduce the late-filing penalty in connection with a corrected report or to determine whether the corrected report

as originally filed substantially complied with the applicable law for the following individual and political committees:

Frank J. Castro (00080420)

Tiffany B. Latta, Treasurer, 'LTP' Llano Tea Party (00067217)

William J. 'Bill' O'Sullivan, Jr., Treasurer, 'TTPP' Texas Patriots State PAC (00066799)

16. Report by subcommittee of Commissioners regarding recommendations for statutory changes to the 85th Legislature as required by section 571.073 of the Government Code and discussion about other recommendations Commissioners may want to consider.
17. Report on the Texas Ethics Commission Legislative Appropriation Request for Fiscal Years 2018 and 2019.
18. Election of Vice Chair of the Texas Ethics Commission.
19. Appointment of a Nominating Committee of Commissioners for the positions of Chair and Vice Chair of the Texas Ethics Commission.
20. Communication to the Commission from the public.
21. 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: Natalia Luna Ashley,  
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.