

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

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Chris Flood, Vice Chair
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Patrick W. Mizell
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Joseph O. Slovacek
Steven D. Wolens

MEETING AGENDA

Date and Time: 10:30 a.m., Wednesday, September 27, 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:
 - o Executive Session – June 27, 2023; and
 - o Public Agenda – June 28, 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 § 18.31, regarding the adjustments of reporting thresholds, and Ethics Commission Rules that are affected by the adoption of the amendments to 1 Tex. Admin. Code § 18.31, including §§ 20.62, 20.65, 20.217, 20.219, 20.220, 20.221, 20.275, 20.279, 20.301, 20.303, 20.313, 20.329, 20.331, 20.333, 20.401, 20.405, 20.431, 20.433, 20.434, 20.435, 20.553, 20.555, 22.1, 22.6, 22.7, 34.41, and 34.43.

Rule Publication

5. Discussion and possible action on the proposal and publication in the Texas Register of amendments to 1 Tex. Admin. Code §§ 18.10, .11.

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

ADVISORY OPINIONS

6. Draft Advisory Opinion No. AOR-686: Whether receiving a fee contingent on the sale of services to an independent school district is prohibited by Section 305.022 of the Government Code.

This opinion construes Section 305.022 of the Government Code.

7. Draft Advisory Opinion No. AOR-687: Whether a retired district court judge may use political contributions to pay for his and his wife's headstones or monuments at the State Cemetery of Texas.

This opinion construes Section 253.035 of the Election Code.

8. Draft Advisory Opinion No. AOR-688: Whether Section 253.007 of the Election Code prohibits a former legislator from engaging in activity requiring lobby registration under by under various scenarios.

This opinion construes Section 253.007 of the Election Code.

9. Draft Advisory Opinion No. AOR-689: Whether a written communication, created by a political subdivision and related to a measure, constitutes political advertising for purposes of the Election Code's prohibition against using public funds for political advertising. Tex. Elec. Code § 255.003(a).

This opinion construes Section 255.003 of the Election Code.

10. Draft Advisory Opinion No. AOR-690: Whether a written communication, created by a political subdivision and related to the political subdivision's special election for a sales tax ballot measure, constitutes political advertising for purposes of the Election Code's prohibition against using public funds for political advertising. Tex. Elec. Code § 255.003(a).

This opinion construes Section 255.003 of the Election Code.

11. Draft Advisory Opinion No. AOR 691: Whether the Section 572.069 revolving door prohibition prevents a state university employee, who operates a business outside of his university employment, from bidding on behalf of his business on a procurement issued by the university.

This opinion construes Sections 572.069, 572.051 of the Government Code and Chapter 39 of the Penal 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:

Staff Recommendation: 8-Day Correction Waiver

- A. Theldon R. Branch III (00026632)
- B. Dewey R. Collier II (00085780)
- C. Linda D. Goolsbee (00086264)
- D. James O. Guillory II (00085736)
- E. William C. Hoffman, Campaign Treasurer, Galveston County Republican Party County Executive Committee (00060078)
- F. Kristy Noble, Former Campaign Treasurer, Funky East Dallas Democrats Political Action Committee (00084102)
- G. Rebecca Ramirez Palomo (00067584)

Staff Recommendation: Waiver

- H. Thomas J. Adair (00083917)
- I. Tony Johns, Campaign Treasurer, Democratic Club of Smith County (00062852)
- J. Tara D. Snowden (00060389)
- K. Timothy M. Sulak (00036327)

Staff Recommendation: Reduction

- L. Justin Ryan Cunneen (00086494)
- M. Richard Gonzales (00084126)
- N. Jason Luong (00081881)
- O. Kit Marshall (00085998)
- P. Stephen C. Maxwell, Campaign Treasurer, Tarrant County Democratic Party PAC (00015705)
- Q. Melissa N. Ortega (00086332)
- R. Julia Hester (Reeves) (00084590)
- S. James Whitfield (00086349)

Staff Recommendation: No Further Reduction or Waiver

- T. LJ Francis (00085720)
- U. Sharma L. Moriarty, Campaign Treasurer, Lubbock Area Republican Women PAC (00029579)
- V. Nicholas J. Raymond (00087376)

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

Individuals

1. Beasley, Lyle D., Jr. (00086270)
2. Bess, Danielle K. (00086211)
3. Bostick, Clyde B. (0086023)
4. Boulware-West, Bree (00085668)
5. Burnett, James S. (00086080)
6. Castro, Erasmo (00080529)
7. Claire, Deanne Price (00086450)
8. Cooper, Michael E. (00081681)
9. Dillard, Crystal (00085716)
10. Garcia, Rebecca (00086406)
11. Garza, George B. (00083374)
12. Graham, Mike (00086085)
13. Gray, Casey L. (00086183)
14. Hardison, Yomi S. (00085649)
15. Harvey, Alycia B. (00085965)
16. Hawkins, Marquis L. (00086242)
17. Hernandez, Gerson I. (00084399)
18. Ketterman, Julie Ann (00085992)
19. Latimer, Mackenzie A. (00086127)
20. Lindsey, Desarae (00085477)
21. Malone, Katy Jewett (00085096)
22. Marquez, Laura E. (00086299)
23. Martinez, Sandragrace (00086324)
24. Miller, Matthew S. (00084463)
25. Moon, Cary G. (00086296)
26. Mullins, Jonathan (00086478)
27. Nkanga, Uduakobong (00085816)
28. Owens, Roy L., II (00081028)
29. Prather, Chad E. (00085280)
30. Puente, Francisco J., Jr. (00031364)
31. Reed, Anthony J. (00086042)
32. Sanchez, Lorenzo (00083847)
33. Sibley, Jonathan (00056830)
34. Slocum, John Harvey (00086280)
35. Stalder, Barbara Jean (00069674)
36. Tarbay, Joshua J. (00086078)
37. Welch, Katherine H. (00084167)

Political Committees

1. Alamo Area Republican Women, Sharon Saunders, Treasurer (00086560)

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

2. Black Firefighters United PAC, Lamonty S. Lott, Treasurer (00080045)
3. Citizens for a Better Texas, Daniela Villarreal, Treasurer (00086530)
4. Citizens for Honest Leadership, Sabrina Renteria, Treasurer (00086565)
5. Citizens to Improve Harris County, Tasha D. Dennis, Treasurer (00086687)
6. Converse Area Residents Taking Action, Chip Coleman, Treasurer (00085431)
7. Dallas County Young Dems, Marquis Hawkins, Treasurer (00060031)
8. For Our Community, Tom Karol, Treasurer (00070874)
9. Garland Democratic Woman's Club, Peggy A. McCarty, Treasurer (00081458)
10. Houston Stonewall Young Democrats PAC, Stacy A. Gonzalez, Treasurer (00065721)
11. Mansfield Conservative Leadership, Mark J. Hayes, Treasurer (00085854)
12. Rice Young Democrats PAC, Jared R. Perkowski, Treasurer (00084143)
13. Santa Fe Students First, Gina Bouvier, Treasurer (00085913)
14. Save Our Schools, Nicolas B. Teachenor, Treasurer (00085907)
15. Star Patriots, Carol Adams, Treasurer (00085288)
16. TarrantVote4Change PAC, Lydia Meeks, Treasurer (00086800)
17. Texans for Life PAC, Ashley E. Maxwell, Treasurer (00084688)
18. Texas Women's Political Caucus Campaign Support Fund, Benjamin Coffin, Treasurer (00015809)
19. The Progressive Bloc, Nicole Webb, Treasurer (00086608)
20. Timbergrove Precinct 0902 Democrats, Tarah Taylor, Treasurer (00084689)
21. 2022 AISD Bond Support, Shaundra R. Brainard, Treasurer (00086697)

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.