

TEXAS ETHICS COMMISSION
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MEETING AGENDA

Date and Time: 10:00 a.m., Tuesday, December 3, 2024
Location: Room E2.014, 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#2024

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 – September 24, 2024; and
 - o Public Agenda – September 24, 2024.

RULEMAKING

4. Discussion and possible action regarding the TEC’s plan to conduct a comprehensive review of existing rules under Section 2001.039 of the Government Code.

Rule Adoption

5. Discussion and possible action on the adoption or proposal and re-publication in the Texas Register of comprehensive amendments and reorganization of Chapter 40 of Title 1 of the Texas Administrative Code, regarding Financial Disclosure for Public Officers.
6. Discussion and possible action on the adoption or proposal and re-publication in the Texas Register of section 50.1 of Title 1 of the Texas Administrative Code, regarding Legislative Per Diem.

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

Rule Publication

7. Discussion and possible action on the proposal and publication in the Texas Register of rules and policies related to referrals to prosecuting attorneys. Chapter 13, Title 1, Texas Administrative Code.
8. Discussion and possible action on the proposal and publication in the Texas Register regarding amendments to Chapter 8 of the TEC Rules, related to Advisory Opinions.
9. Discussion and possible action on the proposal and publication in the Texas Register on the regarding amendments to 1 Tex. Admin. Code § 20.1(17), relating to the principal purpose of a political committee.

ADVISORY OPINIONS

10. Advisory Opinion Request No. 707: Does the rule defining a “principal purpose” of a political committee (TEC Rule § 20.1(17) apply to a nonprofit corporation? If so, what threshold must a nonprofit corporation remain below to avoid becoming a political committee?

This opinion construes Rule 20.1(17) of the Texas Administrative Code.

11. Advisory Opinion Request No. AOR-709: Whether a member of the legislator may accept office space contributed by a Limited Liability Company (LLC). Whether a member of the legislator may continue to use contributed office space for a district office through the moratorium on political contributions prescribed by Section 253.034 of the Election Code.

This opinion construes Section 254.031 of the Election Code.

12. Advisory Opinion Request No. AOR-717-CI. Whether an officer of a state agency meets the definition of an “appointed officer” in Chapter 572 of the Government Code when the officer is not appointed to a term of service fixed in statute or state constitution beyond the default maximum term specified by Article XVI, Section 30(a) of the Texas Constitution.

This opinion construes Chapter 572 of the Government Code.

13. Advisory Opinion Request No. AOR-718: Whether the generally applicable lobby registration and disclosure requirements apply to a person who lobbies on behalf of a tribal nation.

This opinion construes Chapter 305 of the Government Code.

**ADMINISTRATIVE WAIVER OF FINES, TREASURER TERMINATIONS
AND REPORTS MORE THAN 30 DAYS LATE**

14. 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: Waiver

- A. Barnard, Marialyn (00058189)
- B. DeAyala, Emilio F. (00067768)
- C. Pederson, William (00068478)
- D. Raasch, Wayne (00066256)
- E. Roe, Chelsea, Campaign Treasurer, Fair and Square PAC (00083905)
- F. Tate, Frederick C., Campaign Treasurer, Wilco 100 PAC (00085847)
- G. Virdell, Wesley (00086012)
- H. Welborn, Victoria (00088489)
- I. Winter, Heather, Citgo Petroleum Corp. (00087917)

Staff Recommendation: Reduction

- J. Berlanga, Alena Gutierrez (00086429)
- K. Byrd, J. Christopher, Campaign Treasurer, Conservatives for Law Enforcement & Border Security (00086594)
- L. Childs, Stacy (00086453)

Staff Recommendation: No Further Reduction or Waiver

- M. Louderback, Andrew J. (00088181)
- N. Mays, John, Campaign Treasurer, For the Kids of CH (DISSOLVED) (00086972)
- O. Tinderholt, Tony (00069489)

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

Political Committees

- 1. Forward Sweetwater, Together, Rodney Foster, Treasurer (00087391)
- 2. GMP Local Union #259, Karen Kirkpatrick, Treasurer (00024965)
- 3. Greenpoint Urban Living Political Association& Resident's Rights group, Nathan Gower, Treasurer (GULP-ARRG)(DECEASED)(00087590)
- 4. Panhandel First, Kimberly Snelgrooes, Treasurer (00087989)
- 5. Vote No MayPearl ISD, Amy Hedtke, Treasurer (00087701)
- 6. Vote No Midlothian ISD, Amy Hedtke, Treasurer (00087702)
- 7. Vote No Red Oak ISD, Amy Hedtke, Treasurer (00087703)
- 8. Vote No Waxahachie ISD, Amy Hedtke, Treasurer (00087704)

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OTHER MATTERS

16. Discussion and possible action regarding the TEC's biennial report including recommendations for statutory change, as required by Section 571.073 of the Government Code.
17. Discussion and possible action related to Sunset Advisory Commission review of the TEC.
18. Discussion and possible action related to planned renovations to the Sam Houston Building.
19. 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.

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