

MINUTES OF AN OPEN MEETING  
OF THE  
FEDERAL ELECTION COMMISSION

THURSDAY, NOVEMBER 30, 2000

PRESENT: Darryl R. Wold, Chairman, Presiding  
Danny L. McDonald, Vice Chairman  
David M. Mason, Commissioner  
Karl J. Sandstrom, Commissioner  
Bradley A. Smith, Commissioner  
Scott E. Thomas, Commissioner  
James A. Pehrkon, Staff Director  
Lawrence M. Noble, General Counsel  
Mary W. Dove, Acting Secretary

Chairman Darryl R. Wold called the Federal Election Commission to order in an open meeting at 10:05 A.M. on Thursday, November 30, 2000, with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

Minutes for November 16, 2000  
Agenda Document No. 00-113

Chairman Wold recognized Vice Chairman McDonald, who

MOVED to approve the Minutes for the open meeting of Thursday, November 16, 2000, as submitted in Agenda Document No. 00-113.

The motion carried on the vote of 6-0 with Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Wold voting affirmatively.

II. ADVISORY OPINIONS

A. Draft Advisory Opinion 2000-32

U.S. Representative  
Matthew G. Martinez

Agenda Document No. 00-114

Chairman Wold recognized Mr. Michael Marinelli of the General Counsel's Office who presented draft Advisory Opinion 2000-32 concerning the application of the Federal Election Campaign Act of 1971, as amended ("the Act"), and Commission regulations to the proper disposition and reporting of a debt owed to the principal campaign committee, Matthew Martinez Congressional Committee.

A discussion followed.

Chairman Wold recognized Commissioner Sandstrom, who

· MOVED to approve draft Advisory Opinion 2000-32, as submitted in Agenda Document No. 00-114, subject to the following amendment:

Delete footnote 3 on Page 3, combine the language on Page 3, Lines 1-8 with footnote 4, and insert the new footnote on Page 4, at the end of the sentence on Line 7.

The motion carried on the vote of 6-0.

II. ADVISORY OPINIONS (continued)

B. Draft Advisory Opinion 2000-35

Green Party of Washington State by  
Theodore Schlagel, Treasurer

Agenda Document No. 00-115

Chairman Wold recognized Mr. Marinelli of the General Counsel's Office who presented draft Advisory Opinion 2000-35 concerning the status of the Green Party of Washington State as a State committee of a political party under the Federal Election Campaign Act of 1971, as amended ("the Act"), and Commission regulations.

Following discussion, Chairman Wold recognized Vice Chairman McDonald, who

MOVED to approve draft Advisory  
Opinion 2000-35, as set forth  
in Agenda Document No. 00-115.

The motion carried on the vote of 6-0.

III. FINAL RULES AND EXPLANATION AND JUSTIFICATION  
ON GENERAL PUBLIC POLITICAL COMMUNICATIONS  
COORDINATED WITH CANDIDATES AND PARTY  
COMMITTEES, AND INDEPENDENT EXPENDITURES

Agenda Documents No. 00-111  
and No. 00-111-A

Chairman Wold recognized Vice Chairman  
McDonald, who

MOVED to suspend the rules  
on the timely submission of  
agenda documents in order to -  
consider Agenda Document  
No. 00-111-A.

The motion carried on the vote of 6-0.

Chairman Wold recognized Ms. Rosemary Smith  
of the General Counsel's Office who presented an over-  
view of the subject document.

Following discussion, Chairman Wold recognized  
Vice Chairman McDonald, who

(continued)

III. FINAL RULES AND EXPLANATION AND JUSTIFICATION  
ON GENERAL PUBLIC POLITICAL COMMUNICATIONS  
COORDINATED WITH CANDIDATES AND PARTY  
COMMITTEES, AND INDEPENDENT EXPENDITURES

(continued)

MOVED to take the following actions  
on the above-captioned matter:

1. Amend Agenda Document No. 00-111 by inserting the words "and Party Committees" in the heading after the word "Candidates."
2. Amend Agenda Document No. 00-111 on Page 33, Line 24, by deleting the words "that specific" and insert the word "the" in lieu thereof.
3. Approve the amendments set forth in Agenda Document No. 00-111-A, amended as follows:

Item 9, delete the words "the Commission does not adopt or reject" and substitute the words "these rules do not address" in lieu thereof.

The motion carried on the vote of 6-0.

III. FINAL RULES AND EXPLANATION AND JUSTIFICATION  
ON GENERAL PUBLIC POLITICAL COMMUNICATIONS  
COORDINATED WITH CANDIDATES AND PARTY  
COMMITTEES, AND INDEPENDENT EXPENDITURES

(continued)

Chairman Wold recognized Commissioner Mason,  
who

MOVED to take the following actions  
on the above-captioned matter:

1. Approve the final rules and Explanation and Justification for publication in the *FEDERAL REGISTER*, as set forth in Agenda Document No. 00-111, as amended, and further amended by Agenda Document No. 00-111-A, as amended.
2. Direct the Office of General Counsel to transmit the regulations and the Explanation and Justification to Congress pursuant to 2 U.S.C. §438(d).

The motion carried on the vote of 4-2 with Commissioners Mason, Sandstrom, Smith, and Wold voting affirmatively. Commissioners McDonald and Thomas dissented.

IV. ADMINISTRATIVE MATTERS

There were no administrative matters to come before the Commission.

The meeting adjourned at 11:15 A.M.

Signed:

Darryl R. Wold  
Chairman

Attest:

Mary W. Dove  
Acting Secretary