

AGENDA DOCUMENT NO. 00-65

MINUTES OF AN OPEN MEETING
OF THE
FEDERAL ELECTION COMMISSION

THURSDAY, JUNE 22, 2000

PRESENT: Darryl R. Wold, Chairman, presiding
 Danny L. McDonald, Vice Chairman
 David M. Mason, Commissioner
 Karl J. Sandstrom, 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, June 22, 2000, with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

Minutes for June 8, 2000
Agenda Document No. 00-61

Chairman Wold recognized Vice Chairman McDonald, who

MOVED to approve the minutes for the open meeting of June 8, 2000, as submitted in Agenda Document No. 00-61.

The motion carried on the vote of 5-0 with Commissioners Mason, McDonald, Sandstrom, Thomas, and Wold voting affirmatively.

II. ADVISORY OPINIONS

A. Draft AO 2000-10

America's Community Bankers PAC
(COMPAC), Matthew D. Smyth, Director

Agenda Document No. 00-64

Chairman Wold recognized Mr. Michael Marinelli of the General Counsel's Office who presented draft Advisory Opinion 2000-10 concerning the application of the Federal Election Campaign Act of 1971, as amended ("the Act"), and Commission regulations regarding use of the website of America's Community Bankers ("ACB") to obtain permission from its corporate members so that the qualified personnel of those corporations may be solicited for contributions to ACB's PAC.

Following discussion, Chairman Wold recognized Commissioner Thomas, who

MOVED to approve draft Advisory Opinion 2000-10, as set forth in Agenda Document No. 00-64, subject to the following amendments:

II. ADVISORY OPINIONS (continued)

A. Draft AO 2000-10 (continued)

1. Page 2, Line 12: Insert a new footnote that hangs off the end of the first sentence after the word "permission." to read as follows:

"The Commission understands that the phrase 'to solicit your contribution,' in the text of the message, refers to contributions that may be made by individuals within the restricted class of the corporate members of ACB, rather than prohibited contributions by those corporations. See 11 CFR 114.8(b). The Commission suggests you revise your text to read: 'to solicit at your organization.'"
2. Page 7, Line 1: Delete the words "and relies."
3. Page 7, Line 2: Insert the word "as" after the word "from."
4. Page 7, Line 8: Delete the word "therefore" and substitute the word "there" in lieu thereof.
5. Page 8, Footnote 6, Line 3: Insert the word "is" after the word "this."

The motion carried on the vote of 5-0 with Commissioners Mason, McDonald, Sandstrom, Thomas, and Wold voting affirmatively.

II. ADVISORY OPINIONS (continued)

B. Draft AO 2000-11

Georgia-Pacific Corporation and the
G-P Employees Fund of Georgia-Pacific
by counsel, Jan Witold Baran

Agenda Document No. 00-62

Chairman Wold recognized Mr. Jonathan Levin of the General Counsel's Office who presented draft Advisory Opinion 2000-11 concerning the application of the Federal Election Campaign Act of 1971, as amended ("the Act"), and Commission regulations to the misplacement of checks transmitting contributions received through payroll deduction.

There was discussion.

Chairman Wold recognized Commissioner Thomas, who

MOVED to approve draft Advisory Opinion 2000-11, as set forth in Agenda Document No. 00-62, amended as follows:

1. Page 2, Line 26: Delete the words "and the Fund."

II. ADVISORY OPINIONS (continued)

B. Draft AO 2000-11 (continued)

2. Page 6, beginning at Line 15:
Delete the following sentence:

"Compare Advisory Opinion 1992-29
(where the funds represented by
checks sent to an authorized
committee, but not deposited,
were still in the contributors'
accounts)."

3. Page 6, Lines 20 and 21: Delete
the following: "a sanction, as
part of the advisory opinion
process."

4. Page 8, Lines 1 through 3: Delete
the entire sentence and substitute
the following in lieu thereof:

"This response is based on the
specific facts of your request
and may not be relied upon by
any person engaged in a trans-
action or activity which is
distinguishable in any material
respect."

(Note: The citation, "See
2 U.S.C. §437f." is to remain
after the sentence.)

The motion carried on the vote of 5-0 with
Commissioners Mason, McDonald, Sandstrom, Thomas, and
Wold voting affirmatively.

II. ADVISORY OPINIONS (continued)

C. Draft AO 2000-13

iNEXTV Corporation by counsel,
John J. Duffy

Agenda Document No. 00-63

Chairman Wold recognized Mr. Jonathan Levin of the General Counsel's Office who presented draft Advisory Opinion 2000-13 concerning the application of the Federal Election Campaign Act of 1971, as amended ("the Act") and Commission regulations to iNEXTV's proposed video coverage of the Republican and Democratic national conventions over the Internet.

A discussion was held.

Chairman Wold recognized Vice Chairman McDonald, who

MOVED to approve draft Advisory Opinion 2000-13, as set forth in Agenda Document No. 00-63, subject to the following amendment:

Page 2, Lines 27 and 28:
Delete the words: "including advertising services."

The motion carried on the vote of 5-0 with Commissioners Mason, McDonald, Sandstrom, Thomas, and Wold voting affirmatively.

III. ADMINISTRATIVE MATTERS

Staff Director Pehrkon announced Commissioner Elliott's last day at the Federal Election Commission would be June 26, 2000 and that the newest Commissioner, Bradley A. Smith, would be sworn in that evening and arrive at the Commission officially on Tuesday, June 27, 2000.

The meeting adjourned at 11:30 a.m.

Signed:

Darryl R. Wold
Chairman

Attest:

Mary W. Dove
Acting Secretary