

AGENDA DOCUMENT NO. 00-77

MINUTES OF AN OPEN MEETING
OF THE
FEDERAL ELECTION COMMISSION

THURSDAY, AUGUST 10, 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, August 10, 2000, with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

Minutes for July 27, 2000
Agenda Document No. 00-74

Chairman Wold recognized Vice Chairman McDonald, who

MOVED to approve the minutes
for the open meeting of
July 27, 2000, as submitted
in Agenda Document No. 00-74.

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 AO 2000-16

Third Millennium: Advocates for the
Future Inc. by counsel, B. Holly
Schadler and Brian G. Svoboda

(Continued from the meeting of
July 27, 2000)

Agenda Documents No. 00-71,
No. 00-71-A, No. 00-71-B,
No. 00-71-C, and No. 00-71-D

Chairman Wold recognized Vice Chairman
McDonald, who

MOVED to suspend the rules on
the timely submission of agenda
documents in order to consider
Agenda Documents No. 00-71-C
and No. 00-71-D.

The motion carried on the vote of 6-0.

Chairman Wold recognized Mr. Jonathan Levin
of the General Counsel's Office who presented alternative
draft Advisory Opinion 2000-16, submitted in Agenda
Document No. 00-71-C, concerning the application of the

II. ADVISORY OPINIONS (continued)

A. Draft AO 2000-16 (continued)

Federal Election Campaign Act of 1971, as amended ("the Act"), and Commission regulations to a project examining young voter disengagement from the political process. In the alternative draft, Mr. Levin addressed the additional information received from the requester which explained the study's design and methodology. During his presentation, Mr. Levin noted the following amendments:

1. Page 4, Line 29: Delete the word "Juno" and substitute the words "Third Millennium" in lieu thereof.
2. Page 5, Line 2: Delete the word "Juno" and substitute the words "Third Millennium" in lieu thereof.

Chairman Wold recognized Commissioner Smith who addressed the Commission on his proposed alternative draft, as contained in Agenda Document No. 00-71-D.

A discussion followed.

II. ADVISORY OPINIONS (continued)

A. Draft AO 2000-16 (continued)

Chairman Wold recognized Commissioner Thomas,

who

MOVED to approve draft Advisory Opinion 2000-16, as submitted in Agenda Document No. 00-71-C, subject to the amendments noted above, and further amended as follows:

1. Page 9, Lines 4 through 7: Delete the words, "The Commission assumes that" and move the remainder of the sentence to Page 4, Line 7, and change to a footnote following the word "candidates."
2. Delete the analysis portion of the draft and insert: "The Commission unanimously concludes that the activity described would be permissible under the Act and Commission regulations."
3. Delete the language on Page 9, Lines 11 through 13 and substitute the following in lieu thereof:

"The conclusion in this response constitutes an advisory opinion concerning the application of the Act and Commission regulations to the specific transaction or activity set forth in your request. See 2 U.S.C. §437F. Individual Commissioners have explained their reasons for voting to approve this opinion in separate concurring statements that accompany this opinion."

The motion carried on the vote of 6-0.

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The meeting recessed at 11:45 A.M. and reconvened at 2:10 P.M. with a quorum present.

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II. ADVISORY OPINIONS (continued)

B. Draft AO 2000-18

Nader 2000 Primary Committee, Inc.
by counsel, Michael B. Trister

Agenda Document No. 00-76

Chairman Wold recognized Mr. Michael Marinelli of the General Counsel's Office who presented draft Advisory Opinion 2000-18, concerning the application of the Presidential Primary Matching Payment Account Act ("the Matching Act"), and Commission regulations to a determination of the matching payment period for the presidential primary campaign of Mr. Ralph Nader. Mr. Marinelli noted the following amendment:

Page 1, Line 12: Change the dates from June 16 and May 25, 2000, to July 31 and June 16, 2000.

II. ADVISORY OPINIONS (continued)

B. Draft AO 2000-18 (continued)

A discussion followed.

Chairman Wold recognized Commissioner
Sandstrom, who

MOVED to approve draft Advisory
Opinion 2000-18, as submitted
in Agenda Document No. 00-76,
subject to the amendment noted
above, and further amended as
follows:

1. Delete the language
beginning with the word
"all" on Page 4, Line 7,
through the cite on
Line 16.
2. Insert the phrase "Under
the Matching Act and
Commission regulations"
at the beginning of the
sentence on Page 4, Line 17.

The motion carried on the vote of 6-0.

II. ADVISORY OPINIONS (continued)

C. Draft AO 2000-19

Republican Party of Florida by counsel,
Benjamin L. Ginsberg

Agenda Documents No. 00-75
and No. 00-75-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. 00-75-A.

The motion carried on the vote of 6-0.

Chairman Wold recognized Mr. Paul Sanford of
the General Counsel's Office who presented draft Advisory
Opinion 2000-19, and the alternative, concerning the
application of the Federal Election Campaign Act of 1971,
as amended ("the Act"), and Commission regulations to the
allocation of administrative and get-out-the-vote drive
expenses incurred by RPF during the 2000 election cycle.

There was discussion.

II. ADVISORY OPINIONS (continued)

C. Draft AO 2000-19 (continued)

Chairman Wold recognized Commissioner
Mason, who

MOVED to approve draft Advisory
Opinion 2000-19, as contained in
Agenda Document No. 00-75-A,
subject to the appropriate
technical corrections by the
Office of General Counsel.

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

III. ADMINISTRATIVE MATTERS

There were no administrative matters to come before the Commission.

The meeting adjourned at 3:10 P.M.

Signed:

Darryl R. Wold
Chairman of the Commission

Attest:

Mary W. Dove
Acting Secretary of
the Commission