

AGENDA DOCUMENT NO. 00-15

MINUTES OF AN OPEN MEETING
OF THE
FEDERAL ELECTION COMMISSION
THURSDAY, JANUARY 27, 2000

PRESENT: Darryl R. Wold, Chairman, Presiding
Danny L. McDonald, Vice Chairman
Lee Ann Elliott, Commissioner
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, January 27, 2000, with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

Minutes for January 13, 2000
Agenda Document No. 00-08

Chairman Wold recognized Vice Chairman McDonald, who

MOVED to approve the minutes for the open meeting of Thursday, January 13, 2000, as submitted in Agenda Document No. 00-08.

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

II. ADVISORY OPINIONS

A. Revised Draft Advisory Opinion 1999-32

Tohono O'odham Nation by counsel,
William C. Oldaker

Agenda Document No. 00-09

Chairman Wold recognized Mr. Michael Marinelli of the General Counsel's Office who presented revised draft Advisory Opinion 1999-32, concerning the application of the Federal Election Campaign Act of 1971 ("the Act"), as amended, and Commission regulations to the status of the Tohono O'odham Nation ("the Nation"), a Federally recognized Indian tribe in southern Arizona, as a Federal contractor.

A discussion was held.

Chairman Wold recognized Vice Chairman McDonald, who

MOVED to approve revised draft
Advisory Opinion 1999-32, as
submitted in Agenda Document
No. 00-09.

II. ADVISORY OPINIONS

A. Revised Draft Advisory Opinion 1999-32

(continued)

The motion carried on the vote of 5-1 with Commissioners Elliott, Mason, McDonald, Sandstrom, and Thomas voting affirmatively. Commissioner Wold dissented.

B. Revised Draft Advisory Opinion 1999-33

MediaOne PAC by Rahn Porter, treasurer

Agenda Document No. 00-10

Chairman Wold recognized Mr. Jonathan Levin of the General Counsel's Office who presented revised draft Advisory Opinion 1999-33, concerning the application of the Federal Election Campaign Act of 1971, as amended ("the Act"), and Commission regulations to the collection of contributions by payroll deduction.

Following discussion, Chairman Thomas recognized Commissioner Thomas, who

MOVED to approve revised draft Advisory Opinion 1999-33, as submitted in Agenda Document No. 00-10, subject to the following amendments:

II. ADVISORY OPINIONS

B. Revised Draft Advisory Opinion 1999-33
(continued)

1. Page 4, Lines 19 and 20: Delete the words "in part";
2. Page 4, Line 20: Insert a period after the word, "presented.";
3. Page 4, Lines 20 and 21: Delete the words: "and the desirability of an efficient resolution of the problem.";
4. Page 4, Line 23: Insert the word "and" after "inadvertent,";
5. Page 4, Line 23: Insert a period after the word, "large.";
6. Page 4, Lines 23 and 24: Delete the following: "and that the prescribed action is provided as part of an advisory opinion rather than in an enforcement";
7. Page 5, Line 1: Delete the following: "context. In view of the combination of these circumstances,";
8. Page 5, Line 1: The beginning of the sentence to read:
"The remedial action....".

The motion carried on the vote of 6-0.

It was agreed without objection to reorder
the agenda to consider Item IV. at this time.

IV. 1996 REPUBLICAN NATIONAL CONVENTION COMMITTEE
ON ARRANGEMENTS - ADMINISTRATIVE REVIEW OF
REPAYMENT DETERMINATION, PROPOSED STATEMENT OF
REASONS (LRA #472)

Agenda Document No. 00-04

Chairman Wold recognized Mr. Duane Pugh of the
General Counsel's Office and Mr. Joe Stoltz, Ms. Erica
Holder, and Mr. Robert Costa of the Audit Division who
were present to respond to questions and comments.

A discussion ensued.

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The meeting recessed at 11:35 a.m. and reconvened
at 11:50 a.m. with a quorum present.

The discussion resumed.

It was agreed without objection to continue this
matter at the next open meeting.

III. 1996 DEMOCRATIC NATIONAL CONVENTION COMMITTEE,
INC.--ADMINISTRATIVE REVIEW OF REPAYMENT
DETERMINATION, PROPOSED STATEMENT OF REASONS
(LRA#471)

Agenda Document No. 00-03

Chairman Wold noted that Commissioner Sandstrom had recused himself in this matter and was not present in the meeting at this time.

Chairman Wold recognized Mr. Delbert Rigsby of the General Counsel's Office and Mr. Rick Halter and Ms. Wanda Thomas of the Audit Division who were present to respond to questions and comments.

Following discussion, it was agreed without objection to continue this matter at the next open meeting.

V. EXPRESS ADVOCACY RULE (11 CFR 100.22)

Agenda Document No. 00-11

It was agreed without objection to hold this matter over to the next open meeting.

VI. ADMINISTRATIVE MATTERS

There were no administrative matters to come before the Commission.

The meeting adjourned at 12:40 P.M.

Signed:

Darryl R. Wold
Chairman

Attest:

Mary W. Dove
Acting Secretary