

TEXAS ETHICS COMMISSION  
P.O. Box 12070, Austin, Texas 78711-2070  
(512) 463-5800

Tom Ramsay, Chair  
Jim Clancy, Vice Chair  
Hugh C. Akin  
Tom Harrison

Paul W. Hobby  
Bob Long  
Paula M. Mendoza  
Chase Untermeyer

## AGENDA

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Date and Time: 8:30 a.m. on Thursday, November 29, 2012  
Location: Room E2.010, Capitol Extension, Austin, Texas

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1. Call to order; roll call.
2. Communication to the commission from the public.
3. Comments by the commissioners.
4. Comments by the executive director.
  - a. Commission Fines Overview
  - b. Personal Financial Statement Instructions
  - c. Website Bill Tracking Tool
5. Approve minutes of the August 30, 2012, Commission meeting, and the August 31, 2012, workshop.
6. Report from the subcommittee of commissioners on recommendations for statutory changes to the 83rd Legislature as required by section 571.073 of the Government Code.
7. Briefing, discussion, and possible action to waive or reduce certain penalties assessed for late filing of campaign finance reports, lobby reports, or personal financial statements for the following individuals:

Kelly W. Case	Patricia L. 'Pat' Carlson	Richard J. Trabulsi, Jr.
Philip Cortez	Timoteo C. 'TC' Betancourt	Katherine Brooks Carroll
Wanda Adams	Pam M. Little	Tracy King
Antonio Benavides	Carl B. Case, Jr.	Amos L. Barton
Gregory Parker	Miguel 'Mike' Herrera	Michael E. McLelland
Gail A. Spurlock	Omar S. Rivero	Martin E. Braddy
Gerald W. 'Jerry' LaFleur	Sharon Hemphill	Fred Maldonado
Jessica Siegel	David B. Lewis	Sydney C. Leonard
Donna Campbell	Jack C. Lee	Lloyd E. Sandefer
Jared Leiman	Edward Andres 'Eddie' Casanova	
Suzanne H. Wooten	Alejandro 'Alex' Dominguez	James Frinzi

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*For more information, contact David A. Reisman, Executive Director, at (512) 463-5800*

Eric N. Roberson	Lyle T. Larson	Paul J. Gebolys
Kenny R. Johnson	James H. 'Jim' Shoemake	Johnny J. Peet
Robert T. Dry, Jr.	Michael Berlanga	Robert Wells
Terri H. Green	Rasuali 'Bray' Bray	Jane Kilcrease Adams
David C. Rankin	Colin J. Guerra	LeAnn T. Russell
Debra Medina	George A. Young	Gregory P. Lowery
David W. Chew	Dee B. Ellis	Delton G. Thrasher
Joe S. Cotten	Karren S. Price	Joe R. Serna
James C. Mosser	Jana Duty Hunsicker	Jerry Nevlud
Gloria Saldana	Ross Kurtz	Jimmy Studer
John A. Alaniz	Craig Preston Chick	Ernesto L. Cisneros
Marion J. 'Smitty' Smith	Gardner Pate	Grace M. Uzomba
Randy K. Weber	Haley Cornyn	Esther Francis
Teresa J. Hawthorne	Stephen Saloom	Doris Fears
Michael Berlanga	Laura N. Hernandez	Robert M. Franklin
Jacqueline Acquistapace	Barry J. Palmer	Shawn Stevens
Roland E. Sledge	Peggy McClendon	Gilberto Hinojosa
Saul Arechar	Vivian Nuhn	Sylvia Garza-Perez
Matthew D. Melton	Glenda G. Turner	Swati N. Patel
Saul Arechar	Bob Eignus	Mohammed K. Nasrullah
Marlon C. Rollins	Texas Republican Legislative Caucus	
Paula Colvin Hand	Sam Oatman	Angela M. Dowdle
Bob Leonard, Jr.	John K. Schwartz	Norma H. Kaehler
Vernard G. Solomon	Jerry Sparks	Rod Ponton
Phyllis Lister Brown	Mark E. Maher, Sr.	Sandra G. McGee
Mary Edna Gonzalez	Martin D. Woodward	Manuela 'Mamie' Salazar-Harper
Rene C. Flores	William K. Perkison	Amanda Davis
Dana C. 'Chris' Frandsen, Jr.	John Robert Marlow	Larry Mariott
Dan Patrick	Raul G. Martinez	Erasmus Castro
Ronald 'Ron' Rangel	Robert J. Gray	Rich Gray
Ray Gutierrez	Jay T. Kimbrough	D. Joseph Meister
Robert Garza	Jaclyn A. Kurasz	James Neale
Luis C. Labrado	Larry W. Sopchak	Todd M. Smith
Thomas J. 'T.J.' Fabby	Tyler J. Rudd	
David E. Loerwald	Mary L. Tipps	

8. Briefing, discussion, and possible action to waive or reduce late-filing penalties in connection with certain corrected reports or to determine whether certain corrected reports as originally filed substantially complied with the applicable law for the following individuals:

Neil G. Baron	Troy C. Bonin	Nancy Cushman
Kelly W. Case	Randy Cain	Lori L. Cook
David H. Cavazos, IV	Angela M. Dowdle	Nancy Cushman
Christi L. Craddick	W. Robert 'Rob' Eissler	Mike C. Gohlke

Emeral E. Hayden	Craig Estes	William T. Hughey
Daniel Eric Kalenak	Marisa Marquez	Ray Holbrook
James F. 'Jim' Landtroop, Jr.	Justin Rodriguez	Stephen J. Gilles
Scott Liebling	Bart C. Standley	Donna Campbell
Randy Russell	Michael Jay 'Mike' Wilson	Todd A. Smith
William H. White	Hector Enriquez	
Dick Alcalá	Roger D. Fisher, II	

9. Reports more than 30-days late; Discussion and possible action regarding the imposition of additional fines on the following individuals:

**Candidates/Officeholders**

Guillermo 'Willie' Gandara, Jr.	Frederick Leighton Durham, III
Rebecca J. Cervera	Jesus A. 'Alex' Mendoza
Choco G. Meza	Paul A. Heidt, Jr.
Kevin Dean Dunn	

**Political Committees**

'CSB PAC' Citizens State Bank Woodville, Texas PAC  
 'GDR-PAC' Greater Dallas Republicans Political Action Committee  
 Fort Bend Democrats  
 'RRAIL' Richmondrail.org  
 Keep Bexar Met  
 'HCLC' Harlingen Citizens Leadership Council Inc.  
 'CRH' Conservative Republicans of Houston  
 "LCPOA-PF" League City Police Officers Association PAC Fund

**Personal Financial Statements**

Joey G. Dauben

**Lobby**

Mark Bruce  
 Rebecca Madigan

10. Presentation and discussion on the proposed electronic filing system. David A. Reisman, Executive Director and Jessie Haug, Director of Computer Services.
11. Discussion and possible action regarding the termination of a campaign treasurer appointment of the following inactive candidates and political committees:

**Candidates**

Jeffrey B. 'Jeff' Blake  
 Jeremy B. DuCote  
 LaMartin D. Jones-Anderson

**Political Committees**

Texas Coalition of Black Democrats – Dallas Chapter  
San Antonio Democrats PAC  
Keep Bexar Met  
Stonewall Democrats of El Paso

**Discussion and possible action in response to the following Advisory Opinion Draft:**

12. AOR-570: Whether a candidate or officeholder may use for personal purposes “reward points” that are earned by making political expenditures with a credit card.

This opinion construes section 253.035 of the Election Code.

**Discussion and possible action in response to the following Advisory Opinion Draft:**

13. AOR-571 and AOR-572: Whether a city council’s refrigerator magnet constitutes political advertising for purposes of section 255.003 of the Election Code.

This opinion construes section 255.003 of the Election Code.

**Discussion and possible action in response to the following Advisory Opinion Draft:**

14. AOR-573: Whether a legislator may solicit contributions to a non-profit organization for which the legislator serves as executive director.

This opinion construes section 572.060 of the Government Code.

**Discussion and possible action in response to the following Advisory Opinion Draft:**

15. AOR-574: Whether a former employee of a state regulatory agency who worked on a particular highway construction design-build contract may receive compensation from a private employer for services related to the contract or the oversight of the contract.

This opinion construes section 572.054 of the Government Code.

**Discussion and possible action in response to the following Advisory Opinion Draft:**

16. AOR-575: Whether a parent for-profit corporation may solicit political contributions from employees of its wholly owned and operated subsidiary for-profit corporations to a general-purpose committee assisted by the parent corporation.

This opinion construes section 253.100 of the Election Code.

17. Public discussion and possible action on the proposal or adoption and publication in the Texas Register of an amendment to Ethics Commission Rule § 20.555 (County Executive Committee Accepting Contributions or Making Expenditures That Exceed \$25,000).
18. Public discussion and possible action on the proposal and publication in the Texas Register of an amendment to Ethics Commission Rule § 18.23 (Administrative Waiver of Fine).
19. Public discussion and possible action on the proposal and publication in the Texas Register of an amendment to Ethics Commission Rule § 50.1 (Legislative Per Diem) relating to the legislative per diem required to be set under Article III, Section 24a, of the Texas Constitution.
20. Appointment of a Nominating Committee for the positions of Chair and Vice Chair of the Texas Ethics Commission.
21. Adjourn.

**CERTIFICATION:** I certify that I have reviewed this document and that it conforms to all applicable Texas Register filing requirements.

Certifying Official: David A. Reisman, Executive Director

Agency Liaison: Natalia Luna Ashley, Special Counsel

**NOTICE:** Under the Americans with Disabilities Act, an individual with a disability must have an equal opportunity for effective communication and participation in public meetings. Upon request, the Texas Ethics Commission will provide auxiliary aids and services, such as interpreters for the deaf and hearing impaired, readers, and large print or Braille documents. In determining the type of auxiliary aid or service, the commission will give primary consideration to the individual's request. Those requesting auxiliary aids or services should notify Margie Castellanos at (512) 463-5800 or RELAY Texas (800) 735-2989 two days before this meeting so that appropriate arrangements can be made. Please also contact Ms. Castellanos if you need assistance in having English translated into Spanish.