

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

Chase Untermeyer, Chair  
Tom Harrison, Vice Chair  
Hugh C. Akin  
Jim Clancy

Wilhelmina Delco  
Paul W. Hobby  
Bob Long  
Tom Ramsay

## **AGENDA**

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Date and Time:	10:15 a.m., Wednesday, June 1, 2016
Location:	Room E1.014, Capitol Extension, Austin, Texas

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1. Call to order; roll call.
2. Comments by the Commissioners.
3. Comments by the Executive Director.
4. Communication to the Commission from the public.
5. Approve minutes for the following meetings:
  - Executive Session (discussion of pending litigation) – April 8, 2016; and
  - Public Meeting – April 8, 2016.
6. Discussion and possible action on the approval of a format for electronic filing of campaign finance reports, as proposed by Tarrant County.

### **RULEMAKING RELATED TO HOUSE BILL 1295**

7. Public discussion and possible action on the adoption or proposal and publication in the Texas Register of an amendment to Ethics Commission Rules § 46.3 (Definitions), adding a definition for “value” of a contract.
8. Public discussion and possible action on the adoption or proposal and publication in the Texas Register of an amendment to Ethics Commission Rules § 46.3 (Definitions), amending the definitions of “contract,” “controlling interest,” “intermediary,” and adding a definition for “signed.”
9. Public discussion and possible action on the adoption or proposal and publication in the Texas Register of an amendment to Ethics Commission Rules § 46.5

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*For more information, contact Natalia Luna Ashley, Executive Director, at (512) 463-5800.*

(Disclosure of Interested Parties Form), to clarify that a description of a contract includes property that does not constitute a service or goods and to amend the timing of notification to the Commission of receipt of a completed disclosure form and certification of filing.

### **OTHER RULEMAKING**

10. Public discussion and possible action on the adoption or proposal and publication in the Texas Register of an amendment to Ethics Commission Rules § 8.7 (Request for An Advisory Opinion), adding that Advisory Opinion Requests must include the name of the person making the request and the name of the person on whose behalf the request is made, if applicable.
11. Public discussion and possible action on the adoption or proposal and publication in the Texas Register of an amendment to Ethics Commission Rules § 20.1 (Definitions), adding a definition for “school district.”
12. Public discussion and possible action on the adoption or proposal and publication in the Texas Register of new Ethics Commission Rules § 34.14 (Expenditures for Fact-Finding Trips), defining the meaning of “fact finding trip” for purposes of the lobby law.
13. Public discussion and possible action on the adoption or proposal and publication in the Texas Register of an amendment to Ethics Commission Rules § 34.5 (Certain Compensation Excluded), regarding the exclusion of certain compensation from the calculation to determine whether a person has exceeded the threshold that requires lobby registration.
14. Public discussion and possible action on the proposal and publication in the Texas Register of a new Ethics Commission Rules § 40.11 (Publicly Traded Corporation as Source of Income over \$500), regarding the identification on a personal financial statement of a publicly traded corporation from which income in excess of \$500 is derived.

### **ADVISORY OPINIONS**

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

15. Discussion of Advisory Opinion Request No. 611: Whether the revolving door law prohibits a former employee of the Texas Commission on Environmental

Quality from performing certain services related to the remediation of leaking underground storage tanks.

This opinion request construes Section 572.054 of the Government Code.

16. Discussion of Advisory Opinion Request No. 612: Whether the contingent fee prohibition, as amended by House Bill 3517 adopted during the regular session of the 84th Legislature, prohibits a certain lobby agreement that was effective before September 1, 2015

This opinion request construes Chapter 305 of the Government Code.

### **OTHER POLICY MATTERS**

17. Briefing, discussion, and possible action to waive or reduce certain penalties assessed for campaign finance reports, lobby reports and personal financial statements filed late due to issues with the new electronic filing application for the following individuals and political committees:

Adkins, Anthony T. (80156)  
Alonzo, Roberto R. (19681)  
Anyiam, Chika A. (80031)  
Bennett, Patricia Baca (80109)  
Clark, Jeffrey D. (39113)  
Cole, Celia (41888)  
Contreras, Sergio (80481)  
Dunham, Frances V. (70817)  
Gabriel, Devin D. (80146)  
Gardner, Barbara J. (67819)  
Marks, William S. (80336)  
Moquin, Eric B. (80605)  
Piel, Andrew (80194)  
Rose, Toni N. (67987)

18. Briefing, discussion, and possible action on appeals to determinations made under Texas Ethics Commission Rules §§ 18.25 and 18.26 relating to administrative waiver or reduction of a fine, for the following political committee:

Muñoz, Jr., Sergio (65967)  
Hardy, Rebecca, Treasurer, 'TFVC PAC' Texans for Vaccine Choice PAC (80099)

19. Briefing, discussion, and possible action to waive or reduce the late-filing penalty in connection with a corrected report or to determine whether the corrected report as originally filed substantially complied with the applicable law for the following political committee:  
  
Midgley, Leslie, Treasurer, Texas Land Title Assn. PAC (16375)
20. Discussion and possible action on the Texas Ethics Commission Strategic Plan for Fiscal Years 2017 – 2021.
21. Discussion and possible action on the Texas Ethics Commission Legislative Appropriation Request for Fiscal Years 2018 and 2019.
22. Appointment of Committee of Commissioners to consider recommendations for statutory changes to the 85<sup>th</sup> Legislature as required by section 571.073 of the Government Code.
23. Adjourn.

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

Certifying Official & Agency Liaison: Natalia Luna Ashley,  
Executive Director

**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 at (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.