

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

Steven D. Wolens, Chair
Chad M. Craycraft, Vice Chair
Randall H. Erben
Chris Flood

Mary K. "Katie" Kennedy
Patrick W. Mizell
Richard Schmidt
Joseph O. Slovacek

PUBLIC MEETING AGENDA

Date and Time:	9:00 a.m., Friday, June 28, 2019
Location:	Room E1.014, Capitol Extension, Austin, Texas

1. Call to order; roll call.
2. Election of Chair and Vice-Chair of the Commission.
3. Discussion regarding dates for next Commission meeting.
4. Approve minutes for the following meetings:
 - Executive Session – March 21, 2019;
 - Public Meeting – March 21, 2019;
 - Executive Session – March 22, 2019; and
 - Public Meeting – March 22, 2019.
5. **Possible executive session pursuant to Section 551.074, Government Code (Personnel Matters):** Discussion of personnel matters specifically related to applicants for, and possible action on an appointment to the position of, Executive Director.
6. **Possible executive session pursuant to Section 551.074, Government Code (Personnel Matters):** Discussion of and possible action on personnel matters specifically related to the salaries of the Executive Director and General Counsel.

ADMINISTRATIVE WAIVERS, REDUCTIONS, APPEALS OF FINES

7. Discussion and possible action on appeals of determinations made under Ethics Commission Rules §§18.25 and 18.26 relating to administrative waiver or reduction of a fine, for the following filers:
 1. Sean O. Russell (00082663)
 2. Philip Sevilla, Campaign Treasurer, Texas Leadership Institute for Public

For more information, contact Ian M. Steusloff, Interim Executive Director, at (512) 463-5800.

- Advocacy (00068542)
 - 3. Wilvin J. Carter (00069795)
 - 4. Tim Mahoney (00081838)
 - 5. Rebeca Martinez (00065774)
 - 6. Warren Blake Baker (00082398)
8. Reports more than 30 days late: Discussion and possible action regarding the imposition of an additional fine on the following filers:

Political Committees

- 1. Mike J. Warner, Treasurer, Texas Plumbers Association (00083188)
- 2. Eric Leonard, Treasurer, Victoria Democrats Club (00067043)
- 3. William Elliot, Jr., Treasurer, Texas Card Players Association Political Action Committee (00065814)

Lobbyist

- 4. James Andrew Campbell, Lobbyist (00035512)

Personal Financial Statements

- 5. Adan D. Arellano (00082424)
- 6. Roberto D. Martinez (00082870)
- 7. Sonya Sanderson (00080916)

Candidates

- 8. Yvette T. Gbalazeh (00081812)
- 9. Joseph G. McElligott (00080621)
- 10. Martina Salinas (00069864)

RULEMAKING

Proposed Rules

- 9. Discussion and possible action on the proposal and publication in the Texas Register of new Ethics Commission Rules §§12.26 and 12.86, regarding the postponement of hearings.
- 10. Discussion and possible action on the proposal and publication in the Texas Register of new Ethics Commission Rule §12.174, regarding the summary disposition of a matter in a formal hearing.

11. Discussion and possible action on the proposal and publication in the Texas Register of an amendment to Ethics Commission Rule §18.21, regarding the jurisdiction to consider a request to waive or reduce a fine assessed for failure to file a timely report or for filing a correction to a report.
12. Discussion and possible action on the proposal and publication in the Texas Register of amendments to the Ethics Commission Rule §18.31, regarding the adjustments of reporting thresholds, and Ethics Commission Rules that are affected by the adoption of an amendment to Ethics Commission Rule §18.31, including §§20.62, 20.65, 20.217, 20.219, 20.220, 20.221, 20.275, 20.279, 20.301, 20.303, 20.313, 20.329, 20.331, 20.333, 20.401, 20.405, 20.431, 20.433, 20.434, 20.435, 20.553, 20.555, 22.1, 22.6, 22.7, 34.41, and 34.43.
13. Discussion and possible action on the proposal and publication in the Texas Register of new Ethics Commission Rules §18.27, regarding the procedures for waiving or reducing fines assessed for corrected reports, and an amendment to Ethics Commission Rules §18.9, regarding corrected and amended reports.

ADVISORY OPINIONS

14. Discussion and possible action regarding procedures for advisory opinion requests received by the Texas Ethics Commission.
15. Advisory Opinion Draft No. SP-14: Whether a public officer may use government resources for political advertising.

This opinion request construes Section 39.02 of the Penal Code and Section 255.003(a) of the Election Code.

16. Advisory Opinion Draft No. SP-17: Regarding the reporting of certain expenditures made for the placement of Internet political advertising.

This opinion construes section 254.035 of the Election Code and section 20.57(b) of the Ethics Commission Rules.

OTHER POLICY MATTERS

17. Discussion regarding per diem applicable to Commission members.
18. Update on legislative action concerning the Commission's budget.

19. Update on legislation affecting the Commission.
20. Discussion of, and possible action on, any unfinished business from the Executive Session or Public Meeting held on June 27, 2019.
21. 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: Ian M. Steusloff, Interim 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.