

TEXAS ETHICS COMMISSION
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Mary K. “Katie” Kennedy, Chair
Randall H. Erben, Vice Chair
Chad M. Craycraft
Chris Flood

Patrick W. Mizell
Richard S. Schmidt
Joseph O. Slovacek
Steven D. Wolens

MEETING AGENDA

Date and Time:	9:00 a.m., Wednesday, September 1, 2021
Location:	Room E1.014, Capitol Extension, Austin, Texas

**INFORMATION ON HOW TO VIEW AND/OR PARTICIPATE IN THE ONLINE
BROADCAST OF THIS MEETING WILL BE POSTED ON OUR WEBSITE ON
THE DAY OF THE MEETING HERE:**

https://www.ethics.state.tx.us/meetings/meetings_2020-2024.php#2021

1. Call to order; roll call.
2. Discussion regarding dates for next quarterly Commission meeting.
3. Approve minutes for the following meetings:
 - o Public Meeting – June 17, 2021.

ADMINISTRATIVE APPEALS OF FINES

4. 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. Hill Country Caucus, Kyle Biederman, Chair (00067441)
 2. Manufacturing Caucus, Ed Thompson, Chair (00068983)
 3. Texas Dental Association PAC – DENPAC, Dr. Daniel O’Dell, Treasurer (00015960)
 4. Jennifer Ivey, Candidate for State Board of Education District 1 (00084512)
 5. Galveston County Republican Party County Executive Committee, Donald Pollock, Treasurer (00060078)

For more information, contact Anne Temple Peters, Executive Director, at (512) 463-5800.

5. Discussion and possible action regarding the termination of a campaign treasurer appointment for the following inactive individuals and political committees:

Individuals

1. James A. Armstrong (00083954)
2. Michael Berlanga (00068114)
3. William J. Booher (00083619)
4. Sandra Crenshaw (00069780)
5. Randle C. Daniels (00084530)
6. Charlotte W. Eisenhower (00082456)
7. Adrian Garcia (00084025)
8. Richard Gonzales (00084126)
9. Stephen P. Gunnels (00084488)
10. Whitney D. Hatter (00084314)
11. Juan R. Hernandez (00084491)
12. Shawn W. Jones (00080592)
13. Claver T. Kamau-Imani (00084230)
14. Richard F. Melendrez (00055184)
15. Demetria Nelson-McNaulty (00084554)
16. Deborah L. Russel (00082543)
17. Karen Nicole Sprabary (00084547)
18. Angeanette Thibodeaux (00084543)

Political Committees

19. Texans for Ethical Leadership, Ryan Cagney, Treasurer (00084645)
20. Taylor County Democratic PAC (CEC), Kimberly K. Chavez, Treasurer (00016594)
21. Democrats Choice For The People's Voice, Sandra Crenshaw treasurer (00070005)
22. Texas Motion Picture Alliance PAC, Susan R. Fowler, Treasurer (00063437)
23. Black Women Attorneys PAC, Ashlei D. Gradney, Treasurer (00084649)
24. 1836 PAC, Cindy Jackson, Treasurer (00070233)
25. Black Firefighters United PAC, Lamonty S. Lott, Treasurer (00080045)
26. Team Donna 2020, Francisco Sanchez, Treasurer (00084847)
27. Texans Against Taxes, James Stewart, Treasurer (00084061)
28. CAFPAC, Ward Tisdale, Treasurer (00082658)

ADVISORY OPINIONS

6. Draft Advisory Opinion No. AOR-642: Whether certain written communications, created by a political subdivision and related to the political subdivision's community outreach, constitute political advertisements for purposes of the Election Code's prohibition against using public funds for political advertising.

This opinion construes section 255.003 of the Election Code.

7. Draft Advisory Opinion No. AOR-643: Whether certain written communications, created by a political subdivision and related to the political subdivision's upcoming election regarding a home rule charter, constitute political advertisements for purposes of the Election Code's prohibition against using public funds for political advertising.

This opinion construes section 255.003 of the Election Code.

8. Draft Advisory Opinion No. AOR-650: Whether certain written communications, created by a political subdivision and related to the political subdivision's upcoming election regarding a home rule charter, constitute political advertisements for purposes of the Election Code's prohibition against using public funds for political advertising.

This opinion construes section 255.003 of the Election Code.

9. Draft Advisory Opinion No. AOR-646: Regarding a judicial officeholder's use of political contributions to seek a federal appointment.

This opinion construes Title 15 of the Election Code.

10. Draft Advisory Opinion No. AOR-649: Whether a judge may use political contributions to pay expenses related to home security systems and equipment.

This opinion construes section 253.035 of the Election Code.

11. Draft Advisory Opinion No. AOR-648: Whether the revolving door law in section 572.069 of the Government Code would prohibit a former employee of a state agency from providing certain services.

This opinion construes section 572.069 of the Government Code.

RULEMAKING

Rule Adoption

12. Discussion and possible action on the adoption or proposal and publication in the Texas Register of new 1 Tex. Admin. Code § 34.82, regarding modified reporting thresholds for lobbyists.
13. Discussion and possible action on the adoption or proposal and publication in the Texas Register of amended 1 Tex. Admin. Code § 18.17, regarding deceased or incapacitated filers.

Rule Publication

14. Discussion and possible action on the proposal and publication in the Texas Register of an amendment to 1 Tex. Admin. Code § 18.31, regarding the adjustments of reporting thresholds, and Ethics Commission Rules that are affected by the adoption of an amendment to 1 Tex. Admin. Code § 18.31, including §§ 20.62, 20.65, 20.217, 20.220, 20.221, 20.275, 20.301, 20.303, 20.313, 20.329, 20.333, 20.401, 20.405, 20.434, 20.435, 20.553, 20.555, 22.1, 22.7, 34.41, and 34.43.
15. Discussion and possible action on the proposal and publication in the Texas Register of new 1 Tex. Admin. Code § 22.37, regarding cryptocurrency contributions.
16. Discussion and possible action on the proposal and publication in the Texas Register of amended 1 Tex. Admin. Code § 20.59, regarding credit card reporting.

OTHER MATTERS

17. Discussion and possible approval of Final Orders in the following Formal Hearings:
 1. In the Matter of Robert L. “Bob” Hall, III, Respondent. Sworn Complaint No. SC-3180254 alleges violations of sections 254.031(a)(1) and (a)(6) of the Election Code.
 2. In the Matter of Stephen Pennington, Respondent. Sworn Complaint No. SC-32008160 alleges a violation of section 254.063(b) of the Election Code.

18. Recognition of Ethics Commission staff who have served over 10 years.
19. 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: Anne Temple Peters, 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.