

AGENDA DOCUMENT NO. 04-19

APPROVED MARCH 4, 2004

MINUTES OF AN OPEN MEETING

OF THE

FEDERAL ELECTION COMMISSION

THURSDAY, FEBRUARY 26, 2004

PRESENT:            Bradley A. Smith, Chairman, presiding  
                      Ellen L. Weintraub, Vice Chair  
                      David M. Mason, Commissioner  
                      Danny L. McDonald, Commissioner  
                      Scott E. Thomas, Commissioner  
                      Michael E. Toner, Commissioner  
                      James A. Pehrkon, Staff Director  
  
                      James A. Kahl, Deputy General Counsel,  
                      representing General Counsel  
                      Lawrence H. Norton  
  
                      Mary W. Dove, Secretary

Chairman Bradley A. Smith called the Federal Election Commission to order in an open meeting at 10:05 A.M. on Thursday, February 26, 2004, with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

Minutes for February 18, 2004  
Agenda Document No. 04-18

The Chairman recognized Vice Chair Weintraub,  
who

MOVED to approve the minutes  
for the Open Meeting of  
Wednesday, February 18, 2004,  
as submitted in Agenda Document  
No. 04-18.

The motion carried on the vote of 6-0 with  
Commissioners Mason, McDonald, Smith, Thomas, Toner, and  
Weintraub voting affirmatively.

II. DRAFT ADVISORY OPINION 2004-02

National Committee for an Effective Congress  
by counsel, Judith L. Corley

Agenda Document No. 04-17

Chairman Smith recognized Mr. John Vergelli of the General Counsel's Office who presented draft Advisory Opinion 2004-02, concerning the application of the Federal Election Campaign Act of 1971, as amended, and Commission regulations to the receipt of contributions from testamentary trusts.

There was discussion.

Without objection, the following changes were made on Page 2, Lines 12, 13, and 14, by substituting "NCEC" in place of the word "You" at the beginning of each sentence, and to make the necessary grammatical change.

II. DRAFT ADVISORY OPINION 2004-02 (continued)

The Chairman recognized Vice Chair Weintraub,  
who

MOVED to approve draft Advisory  
Opinion 2004-02, as submitted  
in Agenda Document No. 04-17,  
subject to the amendments noted  
above.

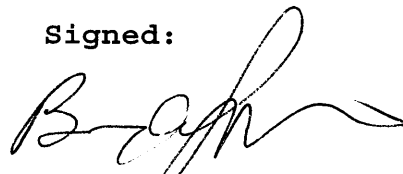
The motion carried on the vote of 6-0.

III. ROUTINE ADMINISTRATIVE MATTERS

There were no routine administrative matters to  
come before the Commission.


The meeting adjourned at 10:14 A.M.

Signed:



Bradley A. Smith  
Chairman of the Commission

Attest:



Mary W. Dove  
Secretary of the Commission