

AGENDA DOCUMENT NO. 00-109  
APPROVED NOVEMBER 2, 2000

MINUTES OF AN OPEN MEETING  
OF THE  
FEDERAL ELECTION COMMISSION

THURSDAY, OCTOBER 19, 2000

PRESENT: Darryl R. Wold, Chairman, Presiding  
Danny L. McDonald, Vice Chairman  
David M. Mason, Commissioner  
Karl J. Sandstrom, Commissioner  
Bradley A. Smith, Commissioner  
Scott E. Thomas, Commissioner  
James A. Pehrkon, Staff Director  
Lawrence M. Noble, General Counsel  
Mary W. Dove, Acting Secretary

Chairman Darryl R. Wold called the Federal Election Commission to order in an open meeting at 10:05 A.M. on Thursday, October 19, 2000, with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

Minutes for October 12, 2000  
Agenda Document No. 00-105

Chairman Wold recognized Vice Chairman McDonald, who

MOVED to approve the Minutes for the open meeting of Thursday, October 12, 2000, as submitted in Agenda Document No. 00-105.

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

II. ADVISORY OPINION

Draft Advisory Opinion 2000-29  
(Alternative Drafts)

The Honorable W. J. "Billy" Tauzin, United States House of Representatives, joined by House Members: Richard H. Baker, John Cooksey, Jim McCrery, David Vitter, William Jefferson, Chris John, and by Senators John Breaux and Mary Landrieu

Agenda Documents No. 00-107  
and No. 00-107-A

Chairman Wold recognized Vice Chairman McDonald, who

MOVED to suspend the rules on the timely submission of agenda documents in order to consider Agenda Documents No. 00-107 and No. 00-107-A.

The motion carried on the vote of 6-0.

Chairman Wold recognized Mr. N. Bradley Litchfield of the General Counsel's Office who presented the alternative drafts of Advisory Opinion 2000-29, concerning the application of the Federal Election Campaign Act of 1971, as amended ("the Act"), and Commission regulations to the determination of the number of elections to Federal office that will be held this year in Louisiana.

II. ADVISORY OPINION (continued)

Draft Advisory Opinion 2000-29 (continued)  
(Alternative Drafts)

Chairman Wold recognized Commissioner Sandstrom who reviewed his proposed amendment to the first draft, as contained in Agenda Document No. 00-107-A. Following discussion, Chairman Wold recognized Vice Chairman McDonald, who

MOVED to approve the first draft of Advisory Opinion 2000-29, as set forth in Agenda Document No. 00-107, as amended by Agenda Document No. 00-107-A.

The motion carried on the vote of 6-0.

III. AUDIT MATTERS

A. Dole for President, Inc.-Statement of Reasons (LRA#467)

(Continued from the meeting of  
October 12, 2000)

Agenda Document No. 00-81

Chairman Wold recognized Ms. Jamila Wyatt of the General Counsel's Office and Mr. Joe Stoltz and Mr. Marty Kuest of the Audit Division who were present to respond to questions and comments.

III. AUDIT MATTERS (continued)

A. Dole for President, Inc.-Statement  
of Reasons (LRA#457) (continued)

Following discussion Chairman Wold recognized  
Commissioner Mason, who

MOVED that the General Counsel be  
instructed to revise the Statement  
of Reasons to accept the argument  
by the Dole Committee that the  
Primary Committee be allowed to  
pay wind down expenses for the  
General Committee.

There was further discussion.

Chairman Wold recognized Commissioner Thomas,  
who

MOVED IN A SUBSTITUTE MOTION to  
reject the staff recommendations  
to seek a repayment of surplus  
funds from the Dole Primary  
Committee, to redraft the State-  
ment of Reasons accordingly, and  
to circulate the redraft on a  
tally vote basis.

The substitute motion carried on the vote of  
6-0.

Passage of the substitute motion rendered the  
original motion moot.

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The meeting recessed at 11:50 a.m. and reconvened at 11:55 a.m. with a quorum present.

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III. AUDIT MATTERS (continued)

B. Dole/Kemp '96, Inc.-Statement of Reasons (LEA#505)

(Continued from the meeting of October 12, 2000)

Agenda Documents No. 00-82, No. 00-82-B, and No. 00-82-C

Chairman Wold recognized Vice Chairman McDonald, who

MOVED to suspend the rules on the timely submission of agenda documents in order to consider Agenda Documents No. 00-82-B and No. 00-82-C.

The motion carried on the vote of 6-0.

Chairman Wold recognized Commissioner Smith who reviewed his proposed revisions to the subject document, as set forth in Agenda Document No. 00-82-C, and introduced additional amendments as follows:

III. AUDIT MATTERS (continued)

B. Dole/Kemp'96, Inc.-Statement of  
Reasons (LRA#506) (continued)

1. Paragraph 2, Line 4, of the  
cover page change the deductions  
total from \$130,021.13 to  
\$127,743.21; Paragraph 2, Line 5,  
change the amount of \$727,034.06  
to \$729,311.78.
2. Page 2, Attachment 14, the total  
amount should be \$75,911.58.

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The meeting recessed at 12:10 p.m. and  
reconvened at 2:05 p.m. with a quorum present.

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III. AUDIT MATTERS (continued)

B. Dole/Kemp'96, Inc.-Statement of  
Reasons (LRA#506) (continued)

A discussion followed. Mr. Peter Blumberg  
of the General Counsel's Office and Mr. Joe Stoltz and  
Mr. Alex Boniewicz of the Audit Division responded to  
questions and comments.

III. AUDIT MATTERS (continued)

B. Dole/Kemp'96, Inc. - Statement of  
Reasons (LRA#506) (continued)

Chairman Wold recognized Commissioner  
Smith, who

MOVED to amend Recommendation  
No. 3, as submitted in Agenda  
Document No. 00-82, to be  
consistent with the deductions  
of press overcharges, as out-  
lined in Agenda Document  
No. 00-82-C, as amended above,  
and further amended pursuant  
to the meeting discussion, and  
that the Statement of Reasons  
be revised accordingly.

The motion carried on the vote of 6-0.

Chairman Wold recognized Commissioner  
Smith, who

MOVED to reduce the amount set  
forth in Recommendation No. 3,  
as contained in Agenda Document  
No. 00-82, by \$170,050, which  
would allow the additional  
offset of press expenses for  
lighting that was not billed  
to the press, and revise the  
Statement of Reasons accordingly.

The discussion resumed.



III. AUDIT MATTERS (continued)

B. Dole/Kemp'96, Inc.-Statement of  
Reasons (LRA#506) (continued)

Chairman Wold recognized Commissioner  
Thomas, who

MOVED IN A SUBSTITUTE MOTION  
to take the following actions  
on the above-captioned matter:

1. Direct the staff to modify  
the calculations, as set  
forth in Agenda Document  
No. 00-82-C, with regard to  
the lighting expenses and  
allow 50% of the cost per  
event.
2. Direct the staff to modify  
the calculations with regard  
to the \$340,100 amount of  
unbilled lighting expenses  
and allow 50% of the cost as  
billable expense.
3. Revise the Statement of Reasons  
accordingly.

The motion carried on the vote of 4-2 with  
Commissioners Mason, Smith, Thomas, and Wold voting  
affirmatively. Commissioners McDonald and Sandstrom  
dissented.

III. AUDIT MATTERS (continued)

B. Dole/Kemp'96, Inc.-Statement of  
Reasons (LRA#506) (continued)

Chairman Wold recognized Vice Chairman  
McDonald, who

MOVED to direct the Office  
of General Counsel to redraft  
the Statement of Reasons, as  
set forth in Agenda Document  
No. 00-82, subject to revisions  
according to previous motions,  
and to acknowledge that Dole/  
Kemp'96, Inc. has taken the  
action necessary to eliminate  
the repayment amount of  
\$574,158 in Recommendation  
No. 1.

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

IV. ADMINISTRATIVE MATTERS

There were no administrative matters to come before the Commission.

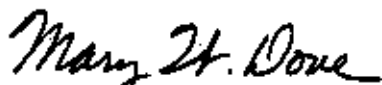
The meeting adjourned at 3:40 p.m.

Signed:



Darryl R. Wold  
Chairman of the Commission

Attest:



Mary W. Dove  
Acting Secretary  
of the Commission

