

AGENDA DOCUMENT NO. 01-63  
APPROVED DECEMBER 13, 2001

MINUTES OF AN OPEN MEETING  
OF THE  
FEDERAL ELECTION COMMISSION

THURSDAY, NOVEMBER 29, 2001

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

Chairman Danny L. McDonald called the Federal Election Commission to order in an open meeting at 10:06 A.M. on Thursday, November 29, 2001, with a quorum present.

- I.           CORRECTION AND APPROVAL OF MINUTES
- A.    Minutes for November 1, 2001  
      Agenda Document No. 01-58
- B.    Minutes for November 8, 2001  
      Agenda Document No. 01-59

Chairman McDonald recognized Vice Chairman Mason, who

MOVED to approve the Minutes for the open meetings of Thursday, November 1, 2001, and Thursday, November 8, 2001, as submitted in Agenda Documents No. 01-58 and No. 01-59, respectively.

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

II. STATEMENT OF ENFORCEMENT POLICY REGARDING  
PARTY COMMITTEE TRANSFERS OF NONFEDERAL  
FUNDS FOR PAYMENT OF ALLOCABLE EXPENSES

Agenda Document No. 01-61

Chairman McDonald recognized Ms. Rosemary Smith of the General Counsel's Office who presented an overview of the subject document.

A discussion followed.

Chairman McDonald recognized Commissioner Sandstrom, who

MOVED to approve the following recommendations, as set forth in Agenda Document No. 01-61:

1. Approve the Statement of Policy for publication in the *Federal Register*.
2. Direct the Office of General Counsel to transmit the Statement of Policy to Congress in accordance with the Congressional Review Act, 5 U.S.C. § 801 et seq.

The motion failed by a vote of 3-3 with Commissioners McDonald, Sandstrom, and Thomas voting affirmatively. Commissioners Mason, Smith, and Wold dissented.

The meeting recessed at 11:15 A.M. and reconvened at 11:45 A.M. with a quorum present.

\* \* \* \* \*

III. REVISED DRAFT ADVISORY OPINION 2001-16

Democratic National Committee by counsel,  
Joseph E. Sandler

Agenda Document No. 01-60

Chairman McDonald recognized Mr. Bradley Litchfield of the General Counsel's Office who reviewed the revised draft Advisory Opinion 2001-16 concerning the application of the Federal Election Campaign Act of 1971, as amended ("the Act"), and Commission regulations to the Democratic National Committee's proposed schedule for making allocation transfers from its non-federal accounts to its Federal accounts on dates that would exceed the 60 day period prescribed in Commission regulations.

Following discussion, it was agreed without objection to return revised draft Advisory Opinion 2001-16, as submitted in Agenda Document No. 01-60, to the Office of General Counsel for redrafting pursuant to the meeting discussion and that the redraft will be considered in the next open meeting scheduled for December 13, 2001.

IV. ADMINISTRATIVE MATTERS

There were no administrative matters to come  
before the Commission.

The meeting adjourned at 12:10 P.M.

Signed:

*Danny L. McDonald*

Danny L. McDonald *by F/W*  
Chairman of the Commission

Attest:

*Mary W. Dove*

Mary W. Dove  
Secretary of the  
Commission

