



AGENDA DOCUMENT NO. 05-61

**MINUTES OF AN OPEN MEETING
OF THE
FEDERAL ELECTION COMMISSION
THURSDAY, DECEMBER 8, 2005**

PRESENT:

Scott E. Thomas, Chairman, presiding

Michael E. Toner, Vice Chairman

David M. Mason, Commissioner

Danny L. McDonald, Commissioner

Ellen L. Weintraub, Commissioner

Robert J. Costa, Acting Staff Director

Lawrence H. Norton, General Counsel

Mary W. Dove, Secretary

Chairman Scott E. Thomas called the Federal Election

**Commission to order in an open meeting at 10:08 A.M. on Thursday,
December 8, 2005, with a quorum present.**

I. CORRECTION AND APPROVAL OF MINUTES

**Minutes for December 1, 2005
Agenda Document No. 05-59**

Chairman Thomas recognized Vice Chairman Toner, who

**MOVED to approve the minutes
for the Open Meeting of Thursday,
December 1, 2005, as submitted
in Agenda Document No. 05-59.**

The motion carried on the vote of 5-0 with Commissioners

Mason, McDonald, Thomas, Toner, and Weintraub voting affirmatively.

II. ADVISORY OPINION 2005-19

Inside Track Productions by Mr. Emil Franzi

Agenda Document No. 05-58

**Chairman Thomas recognized Mr. Daniel Abramson of the
General Counsel's Office who presented draft Advisory Opinion 2005-19,
concerning the application of the Federal Election Campaign Act of**

II. **ADVISORY OPINION 2005-19** (continued)

1971, as amended (the "Act"), and Commission regulations to "The Inside Track," a weekly radio program that is produced and aired in Tuscon, Arizona.

A discussion followed.

The Chairman recognized Commissioner McDonald, who

MOVED to approve draft Advisory Opinion 2005-19, as set forth in Agenda Document No. 05-58, amended as follows:

Page 4, Line 1, insert the word "general" after the word "the";

Page 7, Line 17, insert after "media exemption.") the citation sentence: "See also Advisory Opinion 2005-16."

The motion carried on the vote of 5-0 with Commissioners

Mason, McDonald, Thomas, Toner, and Weintraub voting affirmatively.

III. **DRAFT NOTICE OF PROPOSED RULEMAKING: COORDINATED COMMUNICATIONS (11 CFR 109.21)**

Agenda Documents No. 05-60 and No. 05-60-A
(Submitted late)

Chairman Thomas recognized Vice Chairman Toner, who

MOVED to suspend the rules on the timely submission of agenda documents in order to consider Agenda Documents No. 05-60 and No. 05-60-A.

III. DRAFT NOTICE OF PROPOSED RULEMAKING: COORDINATED COMMUNICATIONS (11 CFR 109.21)

(continued)

The motion carried on the vote of 5-0 with Commissioners Mason, McDonald, Thomas, Toner, and Weintraub voting affirmatively.

Chairman Thomas recognized Mr. Ron Katwan of the General Counsel's Office who presented the draft Notice.

The Chairman recognized Commissioner Weintraub who referred to Agenda Document No. 05-60-A, which contained her proposed amendments for consideration.

A discussion followed.

Chairman Thomas recognized Commissioner McDonald, who

MOVED to approve the draft Notice of Proposed Rulemaking: Coordinated Communications (11 CFR 109.21), as contained in Agenda Document No. 05-60, amended as follows:

Page 18, delete the sentence which begins on Line 16 and ends on Line 18;

Page 30, Line 10, delete the word "be" after the word "not";

and further amended by Agenda Document No. 05-60-A, and to include any technical and conforming amendments, as necessary.

**III. DRAFT NOTICE OF PROPOSED RULEMAKING: COORDINATED
COMMUNICATIONS (11 CFR 109.21)**

(continued)

The motion carried on the vote of 5-0 with Commissioners

Mason, McDonald, Thomas, Toner, and Weintraub voting affirmatively.

IV. ROUTINE ADMINISTRATIVE MATTERS

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

The meeting adjourned at 11:00 A.M.

Signed:

**Scott E. Thomas
Chairman of the Commission**

Attest:

**Mary W. Dove
Secretary of the Commission**

