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AGENDA ITEM

For Meeting of: 11-21-02

MEMORANDUM

continued on 11-25-02

SUBMITTED LATE

DATE: November 25, 2002

TO: The Commission

FROM: Commissioner Michael E. Toner *MT*

RE: Proposed Amendments to Agenda Documents 02-82-A and 02-82-B

Attached please find amendments that I am considering offering on November 25, 2002 to amend Agenda Documents 02-82-A and 02-82-B.

Agenda Document 02-82-A:

Page 4 line 7 insert after "seeks":

Salary shall not be paid to a candidate in excess of the earned income that the candidate received during the year prior to becoming a candidate.

Page 3 line 42 insert:

Finally, no candidate may receive a salary from campaign funds in excess of what he or she received as earned income in the year prior to becoming a candidate. This additional safeguard will help ensure that campaign salaries are not used to enrich candidates, but instead are used to compensate candidates for lost income that is foregone due to becoming a candidate.

Agenda Document 02-82-B

Page 4, lines 14-21 strike and replace with the following:

The Commission concludes that the commentator's reasoning is correct, and therefore is deleting paragraph (d) of former Section 113.2, which referred to "any other lawful purpose." With this revision, it is now clear that in addition to defraying expenses in connection with a campaign for federal office, campaign funds may be used only for the enumerated non-campaign purposes identified in paragraphs (a), (b), and (c) of Section 113.2, and that this listing of permissible non-campaign purposes is exhaustive.