

AGENDA DOCUMENT NO. 00-15  
APPROVED FEBRUARY 9, 2000

MINUTES OF AN OPEN MEETING  
OF THE  
FEDERAL ELECTION COMMISSION  
THURSDAY, JANUARY 27, 2000

PRESENT: Darryl R. Wold, Chairman, Presiding  
Danny L. McDonald, Vice Chairman  
Lee Ann Elliott, Commissioner  
David M. Mason, Commissioner  
Karl J. Sandstrom, 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, January 27, 2000, with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

Minutes for January 13, 2000  
Agenda Document No. 00-08

Chairman Wold recognized Vice Chairman McDonald, who

MOVED to approve the minutes for the open meeting of Thursday, January 13, 2000, as submitted in Agenda Document No. 00-08.

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

II. ADVISORY OPINIONS

A. Revised Draft Advisory Opinion 1999-32

Tohono O'odham Nation by counsel,  
William C. Oldaker

Agenda Document No. 00-09

Chairman Wold recognized Mr. Michael Marinelli of the General Counsel's Office who presented revised draft Advisory Opinion 1999-32, concerning the application of the Federal Election Campaign Act of 1971 ("the Act"), as amended, and Commission regulations to the status of the Tohono O'odham Nation ("the Nation"), a Federally recognized Indian tribe in southern Arizona, as a Federal contractor.

A discussion was held.

Chairman Wold recognized Vice Chairman McDonald, who

MOVED to approve revised draft  
Advisory Opinion 1999-32, as  
submitted in Agenda Document  
No. 00-09.

II. ADVISORY OPINIONS

A. Revised Draft Advisory Opinion 1999-32

(continued)

The motion carried on the vote of 5-1 with Commissioners Elliott, Mason, McDonald, Sandstrom, and Thomas voting affirmatively. Commissioner Wold dissented.

B. Revised Draft Advisory Opinion 1999-33

MediaOne PAC by Rahn Portex, treasurer

Agenda Document No. 00-10

Chairman Wold recognized Mr. Jonathan Levin of the General Counsel's Office who presented revised draft Advisory Opinion 1999-33, concerning the application of the Federal Election Campaign Act of 1971, as amended ("the Act"), and Commission regulations to the collection of contributions by payroll deduction.

Following discussion, Chairman Wold recognized Commissioner Thomas, who

MOVED to approve revised draft Advisory Opinion 1999-33, as submitted in Agenda Document No. 00-10, subject to the following amendments:

II. ADVISORY OPINIONS

B. Revised Draft Advisory Opinion 1999-33  
(continued)

1. Page 4, Lines 19 and 20: Delete the words "in part";
2. Page 4, Line 20: Insert a period after the word, "presented.";
3. Page 4, Lines 20 and 21: Delete the words: "and the desirability of an efficient resolution of the problem.";
4. Page 4, Line 23: Insert the word "and" after "inadvertent,";
5. Page 4, Line 23: Insert a period after the word, "large.";
6. Page 4, Lines 23 and 24: Delete the following: "and that the prescribed action is provided as part of an advisory opinion rather than in an enforcement";
7. Page 5, Line 1: Delete the following: "context. In view of the combination of these circumstances,";
8. Page 5, Line 1: The beginning of the sentence to read:  
"The remedial action....".

The motion carried on the vote of 6-0.

It was agreed without objection to reorder  
the agenda to consider Item IV. at this time.

IV. 1996 REPUBLICAN NATIONAL CONVENTION COMMITTEE  
ON ARRANGEMENTS - ADMINISTRATIVE REVIEW OF  
REPAYMENT DETERMINATION, PROPOSED STATEMENT OF  
REASONS (LRA #472)

Agenda Document No. 00-04

Chairman Wold recognized Mr. Duane Pugh of the  
General Counsel's Office and Mr. Joe Stoltz, Ms. Erica  
Holder, and Mr. Robert Costa of the Audit Division who  
were present to respond to questions and comments.

A discussion ensued.

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The meeting recessed at 11:35 a.m. and reconvened  
at 11:50 a.m. with a quorum present.

The discussion resumed.

It was agreed without objection to continue this  
matter at the next open meeting.

III. 1996 DEMOCRATIC NATIONAL CONVENTION COMMITTEE,  
INC. -- ADMINISTRATIVE REVIEW OF REPAYMENT  
DETERMINATION, PROPOSED STATEMENT OF REASONS  
(LRA#471)

Agenda Document No. 00-03

Chairman Wold noted that Commissioner Sandstrom had recused himself in this matter and was not present in the meeting at this time.

Chairman Wold recognized Mr. Delbert Rigsby of the General Counsel's Office and Mr. Rick Halter and Ms. Wanda Thomas of the Audit Division who were present to respond to questions and comments.

Following discussion, it was agreed without objection to continue this matter at the next open meeting.

V. EXPRESS ADVOCACY RULE (11 CFR 100.22)

Agenda Document No. 00-11

It was agreed without objection to hold this  
matter over to the next open meeting.

VI. ADMINISTRATIVE MATTERS

There were no administrative matters to come  
before the Commission.

The meeting adjourned at 12:40 P.M.

Signed:

  
Darryl R. Wold  
Chairman

Attest:

  
Mary W. Dove  
Acting Secretary