



AGENDA DOCUMENT NO. 06-01
APPROVED JANUARY 19, 2006

MINUTES OF AN OPEN MEETING
OF THE
FEDERAL ELECTION COMMISSION
THURSDAY, DECEMBER 15, 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 10:10 A.M. on Thursday, December 15, 2005, with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

**Minutes for December 8, 2005
Agenda Document No. 05-61**

Chairman Thomas recognized Vice Chairman Toner, who

**MOVED to approve the minutes
for the Open Meeting of Thursday,
December 8, 2005, as submitted
in Agenda Document No. 05-61.**

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

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

II. MERIT AND SERVICE AWARDS

Chairman Thomas, assisted by Acting Staff Director Costa, presented the following service awards:

TEN YEAR SERVICE AWARDS

**Thomas J. Andersen, OGC
Edward F. Bouling IV, ITD
Donald E. Campbell, OGC
Aaron R. Coles, ITD
Lisa R. Evans Davis, OCS
Veneshe Ferebee Vines, OCS
Terrance J. O'Brien, Audit**

II. MERIT AND SERVICE AWARDS (continued)

TWENTY YEAR SERVICE AWARDS

Kim Collins, OGC

**Frances H. Glendening, Commissioner McDonald's
Executive Assistant**

Cynthia E. Myers, OGC

THIRTY YEAR SERVICE AWARDS

Robert J. Costa, Acting Staff Director

Eldon Craig Crooks, RAD

Joseph F. Stoltz, Audit

Betty S. Woo, Chairman Thomas' Special Assistant

**The Thirty Year Service Award for Chairman Thomas was
presented by Vice Chairman Toner.**

**At the conclusion of the presentations, Chairman Thomas
reviewed the accomplishments of the Federal Election Commission in
2005.**

III. ELECTION OF OFFICERS

A. Election of Chairman

Chairman Thomas recognized Commissioner Weintraub, who

**MOVED to elect Vice Chairman Michael E. Toner
to serve as Chairman of the Federal Election
Commission beginning January 1, 2006.**

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

III. ELECTION OF OFFICERS (continued)

B. Election of Vice Chairman

The Chairman recognized Commissioner Mason, who

**MOVED to elect Commissioner McDonald to
serve as Vice Chairman of the Federal Election
Commission beginning January 1, 2006.**

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

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

IV. FUTURE MEETING DATES

Agenda Document No. 05-64 (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 Document No. 05-64.**

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

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

The Chairman recognized Vice Chairman Toner, who

**MOVED to approve the future meeting
dates, as set forth in Agenda Document
No. 05-64.**

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

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

**V. DRAFT FINAL RULES AND EXPLANATION AND JUSTIFICATION
FOR ELECTIONEERING COMMUNICATIONS**

Agenda Document No. 05-62 (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 Document No. 05-62.**

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

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

**The Chairman recognized Mr. Duane Pugh of the General
Counsel's Office who presented the subject document. During his
presentation, the following amendments were presented:**

Page 11, Line 19, insert the word "can" before "fall."

**Pages 14-15, delete the first sentence of the paragraph which
begins on Page 14 at Line 22 and replace with the following
sentence: "First, removing the 'for a fee' requirement from
the definition of 'publicly distributed' only affects the small
number of communications that qualify as electioneering
communications and that are publicly distributed without
charge."**

Page 15, Line 5, delete the words "advertising for."

Chairman Thomas recognized Vice Chairman Toner, who

**MOVED to approve the draft Final Rules with
Explanation and Justification for Electioneering
Communications (11 CFR 100.29), as set forth**

**V. DRAFT FINAL RULES AND EXPLANATION AND JUSTIFICATION
FOR ELECTIONEERING COMMUNICATIONS (continued)**

in Agenda Document No. 05-62, subject to the
amendments noted above.

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

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

**VI. DRAFT FINAL RULES AND EXPLANATION AND JUSTIFICATION
OF EXTENSION OF ADMINISTRATIVE FINES PROGRAM**

Agenda Document No. 05-63 (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 Document No. 05-63.**

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

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

The Chairman recognized Ms. Margaret Perl of the General

Counsel's Office who presented the subject document.

Chairman Thomas recognized Commissioner Weintraub, who

**MOVED to approve the draft Final Rules
and Explanation and Justification of Extension
of Administrative Fines Program, as set forth
in Agenda Document No. 05-63.**

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

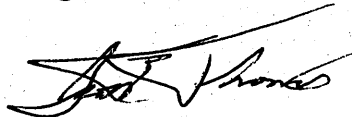
Mason, McDonald, Thomas, Toner, and Weintraub voting affirmatively.

VII. ROUTINE ADMINISTRATIVE MATTERS

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

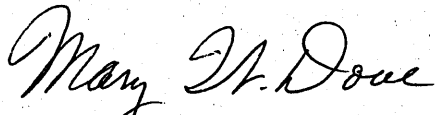
The meeting adjourned at 10:30 A.M.

Signed:



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

Attest:



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

