

AGENDA DOCUMENT NO. 01-54  
APPROVED NOVEMBER 1, 2001

MINUTES OF AN OPEN MEETING  
OF THE  
FEDERAL ELECTION COMMISSION

THURSDAY, OCTOBER 11, 2001

PRESENT:           David M. Mason, Vice Chairman, presiding  
                  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

Vice Chairman David M. Mason called the Federal Election Commission to order in an open meeting at 10:05 A.M. on Thursday, October 11, 2001, with a quorum present.

- I. CORRECTION AND APPROVAL OF MINUTES
  - A. Minutes for September 20, 2001  
Agenda Document No. 01-50
  - B. Minutes for September 27, 2001  
Agenda Document No. 01-51

Vice Chairman Mason recognized Commissioner Wold, who

MOVED to approve the Minutes for the open meetings of Thursday, September 20, 2001, and Thursday, September 27, 2001, as submitted in Agenda Documents No. 01-50 and No. 01-51, respectively.

The motion carried on the vote of 5-0 with Commissioners Mason, Sandstrom, Smith, Thomas, and Wold voting affirmatively.

II. ADVISORY OPINIONS

A. Final Draft Advisory Opinion 2001-12

Democratic Party of Wisconsin by  
Linda Honold, Chairperson

Agenda Documents No. 01-47,  
No. 01-52, and No. 01-52-A

(Placed on the agenda pursuant  
to the filing of objections by  
Commissioners Mason and Smith  
following circulation of Agenda  
Document No. 01-52 on a 72-hour  
tally vote basis.)

Vice Chairman Mason recognized Commissioner  
Smith, who

MOVED to suspend the rules  
on the timely submission of  
agenda documents in order  
to consider Agenda Document  
No. 01-52-A.

The motion carried on the vote of 5-0 with  
Commissioners Mason, Sandstrom, Smith, Thomas, and Wold  
voting affirmatively.

II. ADVISORY OPINIONS (continued)

A. Final Draft Advisory Opinion 2001-12  
(continued)

The Vice Chairman recognized Mr. Michael Marinelli of the General Counsel's Office who presented the final draft Advisory Opinion 2001-12 concerning the application of the Federal Election Campaign Act of 1971, as amended ("the Act"), and Commission regulations to the use of an office building fund, maintained by the party, for various purposes related to the renovation or construction of the party's office building.

Commissioner Wold was recognized, and he reviewed his memorandum, which was Agenda Document No. 01-52-A. Following discussion, Commissioner Wold, who had not voted prior to the meeting, cast a dissenting vote; therefore, the amended pre-meeting tally failed by a vote of 3-3 with Commissioners McDonald, Sandstrom, and Thomas voting affirmatively. Commissioners Mason, Smith, and Wold dissented.

II. ADVISORY OPINIONS (continued)

A. Final Draft Advisory Opinion 2001-12  
(continued)

Vice Chairman Mason recognized Commissioner  
Thomas, who

MOVED to return draft Advisory  
Opinion 2001-12 to the Office  
of General Counsel for redrafting  
of alternative drafts, pursuant  
to the meeting discussion, and  
to circulate on a tally vote basis,

The motion carried on the vote of 5-0 with  
Commissioners Mason, Sandstrom, Smith, Thomas, and Wold  
voting affirmatively.

B. Draft Advisory Opinion 2001-14

Los Angeles County Democratic Central  
Committee by counsel, Laurence S. Zakson

Agenda Document No. 01-53

Vice Chairman Mason recognized Mr. Jonathan  
Levin of the General Counsel's Office who presented  
draft Advisory Opinion 2001-14 concerning the application  
of the Federal Election Campaign Act of 1971, as amended  
("the Act"), and Commission regulations to the allocation  
of an employee's salary and other expenses when the  
employee engages in fundraising activity.

II. ADVISORY OPINIONS (continued)

B. Draft Advisory Opinion 2001-14  
(continued)

During his presentation, Mr. Levin noted  
the following amendment:

Page 7, Footnote 6, Line 2:

Revise the line to read:

"2002 cycle of 11 percent Federal  
and 89 percent non-Federal (one Federal  
point and eight non-Federal..."

Vice Chairman Mason recognized Commissioner  
Thomas, who

MOVED to approve draft Advisory  
Opinion 2001-14, as submitted in  
Agenda Document No. 01-53, subject  
to the revision noted above.

The motion carried on the vote of 5-0 with  
Commissioners Mason, Sandstrom, Smith, Thomas, and Wold  
voting affirmatively.

III. ADMINISTRATIVE MATTERS

There were no administrative matters to  
come before the Commission.

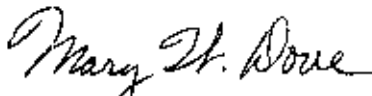
The meeting adjourned at 10:50 A.M.

Signed:



David M. Mason  
Vice Chairman of the  
Commission

Attest:



Mary W. Dove  
Secretary of the  
Commission

