

REGISTRY OF ELECTION FINANCE

The Registry of Election Finance for the State of Tennessee met Tuesday, September 10, 1996, at 1614 Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

Attending were: Gail Vaughn Ashworth, Carole Bucy, George Harding, Alan Hubbard, Herman Reviere, and Jamye Williams.

The minutes of the August 13th meeting were approved on motion by Harding, seconded by Hubbard.

Reconsideration Hearing:

96-15 - **Jesse Neely**, for failure to file a post-election campaign disclosure report with the Shelby County Election Commission. Assessed a \$1,000 civil penalty. Mr. Neely submitted a statement, although no additional information was provided and his report has still not been filed with Shelby County. On motion by Reviere, seconded by Bucy, the board voted unanimously not to reconsider this case.

Request for Waiver of County Penalty Assessment:

Fountain City Republican Club, for failure to timely file a quarterly campaign finance report with the Knox County Election Commission. Assessed a \$150 class one (1) civil penalty by Knox County. Fountain City Republican Club has requested a waiver of the civil penalty. At the request of the organization, on motion by Reviere, seconded by Williams, the case was continued until the October 8th Registry meeting.

Show Cause Hearings:

96-27 - **Williamson County Republican Party**, for failure to timely file a 1996 second quarter campaign financial disclosure report. Class one (1), maximum penalty, \$25. The committee submitted a sworn statement for the board's consideration. Motion by Harding, seconded by Bucy, the board voted unanimously by roll call to assess a \$25 class one (1) civil penalty.

96-26 - **Corporate PAC**, for failure to timely file a 1996 second quarter campaign financial disclosure report. Class one (1), maximum civil penalty, \$75. The committee submitted a sworn statement for the board's consideration. Motion by Reviere, seconded by Hubbard, the board voted unanimously by roll call to assess a \$75 civil penalty.

96-28 - **Gregory Stokes**, for failure to file a statement of interests as a candidate for state representative, district 86, in the August 1 Primary. Class two (2), maximum civil penalty, \$10,000. Mr. Stokes did not respond to the board's show cause hearing notice. Motion by Bucy,

seconded by Williams, the board voted unanimously by roll call to assess a \$1,000 class two (2) civil penalty.

96-29 - **Luke Kirklin**, for failure to file a statement of interests as a candidate for state representative, district 34, in the August 1 Primary. Class two (2), maximum civil penalty, \$10,000. Mr. Kirklin filed his statement of interests along with a sworn statement for the board's consideration. Motion by Williams, seconded by Bucy, the board voted unanimously by roll call to take no action.

96-24 - **Gary Gordon**, for failure to file a statement of interests as a candidate for state representative, district 15, in the August 1 Primary. Class two (2), maximum civil penalty, \$10,000. Mr. Gordon did not respond to the show cause hearing notice. Motion by Bucy, seconded by Williams, the board voted unanimously by roll call to assess a \$1,000 class two (2) civil penalty.

Issuance of Show Cause Notices:

Brotherhood of Locomotive Engineers Legislative League, for the failure to file a second quarter campaign financial disclosure report. Class two (2), maximum civil penalty \$10,000. Motion by Harding, seconded by Bucy, the board voted to issue a show cause notice.

Cocke County Democratic Party, for the failure to file a second quarter campaign financial disclosure report. Class two (2), maximum civil penalty \$10,000. Motion by Bucy, seconded by Hubbard, the board voted to issue a show cause notice.

Republican Nat'l State Election Committee, for the failure to file a second quarter campaign financial disclosure report. Class two (2), maximum civil penalty \$10,000. Motion by Bucy, seconded by Williams, the board voted to issue a show cause notice.

Shelby Progressive Community, for the failure to file a second quarter campaign financial disclosure report. Class two (2), maximum civil penalty \$10,000. Motion by Bucy, seconded by Reviere, the board voted to issue a show cause notice.

Tenn. Conservative Union Victory Fund, for failure to file a second quarter campaign financial disclosure report. Class two (2), maximum civil penalty \$10,000. Motion by Williams seconded by Reviere, the board voted to issue a show cause notice.

Bob Baird, for the failure to file a pre-primary campaign disclosure report. Class one (1), maximum civil penalty \$150. Motion by Harding, seconded by Reviere, the board voted to not issue a show cause notice.

Patrick Carter, for the failure to file a pre-primary campaign disclosure report. Class two (2), maximum civil penalty \$10,000. Motion by Bucy, seconded by Williams, the board voted to issue a show cause notice.

Regina Drake, for the failure to file a pre-primary campaign disclosure report. Class two (2), maximum civil penalty \$10,000. Motion by Bucy, seconded by Hubbard, the board voted to issue a show cause notice.

LaShundra Holmes, for the failure to timely file a pre-primary campaign disclosure report. Class one (1), maximum civil penalty \$175. Motion by Harding, seconded by Williams, the board voted to issue a show cause notice.

Clifford Lewis, for the failure to timely file a pre-primary campaign disclosure report. Class one (1), maximum civil penalty \$225. Motion by Bucy, seconded by Harding, the board voted to issue a show cause notice.

Gregory Stokes, for the failure to file a pre-primary campaign financial disclosure report. Class two (2), maximum civil penalty \$10,000. Motion by Reviere, seconded by Williams, the board voted to issue a show cause notice.

Donald Yahola, for the failure to file a pre-primary campaign financial disclosure report. Class two (2), maximum civil penalty \$10,000. Motion by Reviere, seconded by Bucy, the board voted to issue a show cause notice.

Brian Clay, for the failure to file a statement of interests. Class two (2), maximum civil penalty \$10,000. Motion by Williams, seconded by Bucy, the board voted to issue a show cause notice.

Tommy Burnett, for the failure to timely file a mid-year lobbying activities report. Maximum civil penalty, \$50. Motion by Harding, to not issue a show cause notice. Motion failed for lack of a second. Motion by Hubbard, seconded by Bucy, the board voted to issue a show cause notice.

Phyllis Gardner, for the failure to timely file a mid-year lobbying activities report. Maximum civil penalty, \$25. Ms. Gardner submitted a letter with her report stating that she had been on vacation when the certified assessment letter was received at her office. Motion by Bucy, seconded by Reviere, the board voted not to issue a show cause notice.

Stephen Georgeson, for the failure to timely file a mid-year lobbying activities report. Maximum civil penalty, \$75. Motion by Bucy, seconded by Williams, the board voted not to issue a show cause notice.

Lillian Collins Haven, for the failure to timely file a mid-year lobbying activities report. Maximum civil penalty, \$50. Motion by Reviere, seconded by Williams, the board voted not to issue a show cause notice.

Chuck Laine, for the failure to timely file a mid-year lobbying activities report. Maximum civil penalty, \$25. Motion by Reviere, seconded by Williams, the board voted not to issue a show cause notice.

Jeff Love, for the failure to timely file a mid-year lobbying activities report. Maximum civil penalty, \$25. Motion by Reviere, seconded by Harding, the board voted not to issue a show cause notice.

Laurie Moore, for the failure to timely file a mid-year lobbying activities report. Maximum civil penalty, \$100. Motion by Reviere, seconded by Harding, the board voted not to issue a show cause notice.

Bill Nolan, for the failure to timely file a mid-year lobbying activities report. Maximum civil penalty, \$525. Motion by Harding, seconded by Bucy, the board voted to issue a show cause notice.

Budget Report:

Drew Rawlins presented the final budget statistics for July 1, 1995 - June 30, 1996. A \$40,000 surplus will be forwarded to the 1996-97 budget and used as payment toward the computer system.

The proposed budget for the 1997-1998 fiscal year was presented to the board for approval. On motion by Bucy, seconded by Harding, the board voted unanimously to approve the proposed budget.

Executive Director's Report:

Catalano reported that Brian McGuire has requested that the complaints against Bill Boner and Mike Stewart be withdrawn.

The board again considered whether to make available to the public computer diskettes with financial information from candidates' reports, and if so, what to charge for the diskettes. The board requested that Catalano obtain an Attorney General's opinion as to the necessity of the Registry to make this information public. This matter will be considered again at the October meeting.

The board also requested that inquiries be made as to increasing the budget revenue for the possibility of selling the aforementioned diskettes.

Catalano presented the agenda for the 1996 COGEL conference in Philadelphia and made the board aware that the cost would be approximately \$1,050 per person. The board recommended that two staff persons attend, along with one or two board members.

Catalano presented rules and regulations regarding independent expenditures from the Federal Election Commission. On a motion by Reviere, seconded by Williams, the board voted to add these rules, with the deletion of the last paragraph, to the proposed Campaign Contributions Limits Rules and send them to the Attorney General for approval. A status report on the approval process will be presented at the next board meeting.

Other Business:

The board requested that information be obtained on renting a post office box for the Registry since the state mail system seems to have become slower.

The next Registry meeting will be held October 8, 1996, beginning at 10:30 a.m. The meeting was adjourned.