

REGISTRY OF ELECTION FINANCE

The Registry of Election Finance for the State of Tennessee met Monday, October 13, 1997, at 1614 Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

Attending were: Herman Reviere, Karen Dunavant, Alan Hubbard, and Samella Junior-Spence.

The minutes of the September 8, 1997 meeting were approved on motion by Hubbard and seconded by Junior-Spence.

Show Cause Hearing:

97-27 - **Charles (Pete) Drew**, for failure to timely file a corrected post-general campaign disclosure report. Mr. Drew, who had personally appeared before the board at its September meeting, filed his corrected post-general report and a sworn statement for the board's consideration. On motion by Hubbard, seconded by Junior-Spence, the board voted unanimously by roll call vote to assess a \$25 class two (2) penalty.

Issuance of Show Cause Notices:

Lynn Cobb, for failure to file 1996 post-election campaign financial disclosure report with Shelby County Election Commission as a candidate for General Sessions Court Clerk in the March 12, 1996 Republican Primary. Class two (2) maximum civil penalty \$10,000.00. On motion by Dunavant, seconded by Junior-Spence, the board voted to issue a show cause notice.

Alan Beauchamp, for failure to timely file post-election campaign financial disclosure report with Anderson County Election Commission in the 1997 Oak Ridge City Council Election. Class two (2) maximum civil penalty \$10,000. On motion by Hubbard, seconded by Junior-Spence, the board voted to issue a show cause notice.

Robert Spencer, for failure to file 1997 mid-year lobbying activities report. Maximum civil penalty \$750.00. On motion by Hubbard, seconded by Junior Spence, the board voted to issue a show cause notice.

Jerry Johnson, for failure to file 1997 mid-year lobbying activities report. Maximum civil penalty \$750.00. On motion by Dunavant, seconded by Hubbard, the board voted to issue a show cause notice.

Francis Guess, for failure to file 1997 mid-year lobbying activities report. Maximum civil penalty \$750.00. On motion by Hubbard, seconded by Junior Spence, the board voted to issue a show cause notice.

James Ball, for failure to timely file 1997 mid-year lobbying activities report. Maximum civil penalty \$750.00. On motion by Hubbard, seconded by Junior Spence, the board voted to issue a show cause notice.

Tennesseans for Good Government, for failure to file appointment of treasurer statement. On motion by Dunavant, seconded by Reviere, the board voted to issue a show cause notice. The staff will forward a copy of the show cause notice to James Peach, chairman of the committee.

Tennesseans for Good Government, for failure to file second quarter 1997 campaign financial disclosure report. Class two (2), maximum civil penalty \$10,000. On motion by Dunavant, seconded by Junior-Spence, the board voted to issue a show cause notice. A copy of this notice will also be sent to Mr. Peach.

United Neighbors of S.E. Shelby County, for failure to file first quarter 1997 campaign financial disclosure report. Class two (2), maximum civil penalty \$10,000. On motion by Dunavant, seconded by Hubbard, the board voted to issue a show cause notice.

United Neighbors of S.E. Shelby County, for failure to file second quarter 1997 campaign financial disclosure report. Class two (2), maximum civil penalty \$10,000. On motion by Dunavant, seconded by Hubbard, the board voted to issue a show cause notice.

Tennessee Conservative Union Campaign Fund, for failure to file second quarter 1997 campaign financial disclosure report. Class two (2), maximum civil penalty \$10,000. On motion by Dunavant, seconded by Hubbard, the board voted to issue a show cause notice. On motion by Hubbard, seconded by Junior-Spence, the board voted to include language in the notice reminding the treasurer that he can now be held liable for penalties assessed against the committee for violations of the campaign finance law.

IUE Committee on Political Education, for failure to file second quarter 1997 campaign financial disclosure report. Class two (2), maximum civil penalty \$10,000. On motion by Hubbard, seconded by Dunavant, the board voted to issue a show cause notice.

Fraternal Order of Police Lodge #2 PAC, for failure to file second quarter 1997 campaign financial disclosure report. Class two (2), maximum civil penalty \$10,000. On motion by Dunavant, seconded by Hubbard, the board voted to issue a show cause notice.

Tennessee Sierra Club PAC, for failure to timely file second quarter 1997 campaign financial disclosure report. Class one (1), maximum civil penalty \$50.00. On motion by Hubbard, seconded by Junior-Spence, the board voted to take no action.

Dickson County Young Democrats, for failure to timely file second quarter 1997 campaign financial disclosure report. Class one (1) civil penalty \$225.00. On motion by Hubbard, seconded by Junior-Spence, the board voted to take no action.

Democratic Women's Club of Davidson Co., for failure to timely file second quarter 1997 campaign financial disclosure report. Class one (1), maximum civil penalty \$50.00. On motion by Hubbard, seconded by Junior-Spence, the board voted to take no action.

Budget Report:

Drew Rawlins, Financial Disclosure Auditor, presented the budget statistics for July 1 through August 31, 1997. A proposed budget for 1998/99 was presented to the board, with no request for additional revenues to be added to the budget.

Executive Director's Report:

Director Williams distributed two Attorney General's opinions to the board, one relating to the Conflict of Interest Disclosure Law and the other relating to the Campaign Financial Disclosure Law.

In Opinion No. 97-134, the Attorney General has determined that a candidate may not be disqualified in future elections for failure to file a required conflict of interest disclosure report.

The Attorney General has determined that under the campaign finance law a candidate may accept contributions to run in a primary election prior to his/her party determining that such election shall take place. In the event that a primary election is not held, the candidate may use the monies collected for a primary race in the general election. If the candidate does not run in the general election, then he/she must dispose of those monies as provided for under T.C.A. §2-10-114, which determines how surplus funds may be expended. (opinion No. U97-137)

Director Williams reported that Rawlins, Junior-Spence, Harding and herself attended the Cogel Conference held in Canada the week of September 14th. She offered the board copies of literature obtained at the conference containing updates on campaign finance and lobbying laws in all fifty states. Next year's conference will be held in Seattle, Washington in December.

Director Williams and Drew Rawlins will be attending a Federal Election Commission regional seminar October 15 through 17 in Atlanta. Also, they will be participating in the East TN Election Officials district seminar in Gatlinburg on November 2 and 3.

Director Williams proposed the dates of December 6, January 10, and January 24 for conducting regional seminars for candidates and their campaign treasurers. She will finalize the arrangements and inform the board on exact times and locations.

Other Business:

Due to several board members being unable to attend a meeting on the second Monday of November, the board voted to schedule its next meeting on Monday, November 17.

Director Williams announced that board member Gail Vaughn Ashworth has made a lunch reservation at the Cumberland Club on December 8 for members, staff and their spouses or significant others.