

REGISTRY OF ELECTION FINANCE

The Registry of Election Finance met Wednesday, September 10, 2008, at Suite 1614 of Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

Presiding over the meeting was Chairperson William Long. Attending the meeting were board members George Harding, Patricia Heim, Wade Hinton and Lee Anne Murray.

On motion by Harding, seconded by Heim, the board voted unanimously to approve the minutes from the August 13, 2008 regular board meeting. The motion passed the board unanimously.

Show Cause Hearing

08-34 WSWT Political Action Committee, for failing to report three (3) expenditures to a candidate on the organization's 2007 year-end campaign financial disclosure report. Class two (2), maximum ten thousand dollar (\$10,000) civil penalty. The organization has had no previous matters before the board.

The board voted at its June 11, 2008 meeting to issue the organization a show cause notice. The organization requested that the matter be delayed until the September meeting to allow them an opportunity to personally appear before the board.

Henry Hildebrand, III, treasurer for the organization, personally appeared before the board and explained why the organization failed to report three expenditures.

On motion by Murray, seconded by Hinton, the board voted unanimously to take no further action in this matter.

Sworn Statements Submitted

08-35 Rehabilitation Assistive Technology PAC, for failure to timely file a 2008 2nd quarter campaign financial disclosure report. Class one (1), nine days late, maximum two hundred twenty-five dollar (\$225) civil penalty. The organization has had no previous matters before the board.

The board voted at its August 13, 2008 meeting to issue the organization a show cause notice.

Darren Jernigan, treasurer for the organization, submitted a sworn statement for the board's consideration.

A motion was made by Heim, seconded by Harding, to assess the organization a \$150 civil penalty. A friendly amendment was made by Hinton, declined by Heim and Harding, to assess the organization a \$50 civil penalty. A friendly amendment was made by Murray, accepted by Heim and Harding, to assess the organization a \$75 civil penalty. The motion to assess the organization a \$75 civil penalty passed the board unanimously.

08-36 Rosaire Dubrule, for failure to timely file a 2008 2nd quarter campaign financial disclosure report. Class one (1), seven days late, maximum one hundred seventy-five dollar (\$175) civil penalty. Mr. Dubrule has had no previous matters before the board.

The board voted at its August 13, 2008 meeting to issue Mr. Dubrule a show cause notice.

Mr. Dubrule submitted a statement for the board's consideration.

A motion was made by Harding to assess Mr. Dubrule a \$175 civil penalty. The motion to assess Mr. Dubrule a \$175 civil penalty died for a lack of a second. A motion was made by Murray, seconded by Hinton, to assess Mr. Dubrule a \$75 civil penalty. The motion to assess Mr. Dubrule a \$75 civil penalty passed the board unanimously.

Cases Considered for Issuance of Show Cause Notice

James Bletner, for failure to timely file a 2008 mid-year supplemental campaign financial disclosure report. Class one (1), 16 days late, maximum four hundred dollar (\$400) civil penalty. Mr. Bletner has had no previous matters before the board.

Director Rawlins informed the board that Mr. Bletner had problems with his computer's operating systems ability to allow him to use the Registry's electronic filing system.

On motion by Harding, seconded by Hinton, the board voted unanimously to take no action in this matter.

Schree Pettigrew, for failure to file a 2008 mid-year supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Pettigrew has had no previous matters before the board.

On motion by Hinton, seconded by Heim, the board voted unanimously to issue a show cause notice.

Virgil Kidwell, for failure to timely file a 2008 2nd quarter campaign financial disclosure report. Class one (1), three days late, maximum seventy-five dollar (\$75) civil penalty. Mr. Kidwell has had no previous matters before the board.

On motion by Heim, seconded by Murray, the board voted unanimously to take no action in this matter.

Frankie Sharp, for failure to file a 2008 2nd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Sharp has had no previous matters before the board.

On motion by Hinton, seconded by Heim, the board voted unanimously to issue a show cause notice.

Hamilton County PAC for Education, for failure to timely file a 2008 pre-primary campaign financial disclosure report. Class one (1), 11 days late, maximum two hundred seventy-five dollar (\$275) civil penalty. The organization has had no previous matters before the board.

On motion by Hinton, seconded by Heim, the board voted unanimously to issue a show cause notice.

National Conservative Alliance, for failure to timely file a 2008 pre-primary campaign financial disclosure report. Class one (1), three days late, maximum seventy-five dollar (\$75) civil penalty. The organization has had no previous matters before the board.

On motion by Heim, seconded by Murray, the board voted unanimously to take no action in this matter.

Tennessee Anesthesiologists PAC, for failure to timely file a 2008 pre-primary campaign financial disclosure report. Class one (1), 8 days late, maximum two hundred Dollar (\$200) civil penalty. The organization has had previous matters before the board.

On motion by Hinton, seconded by Heim, the board voted unanimously to issue a show cause notice.

Cross Indexing Report

Joe Towns

Director Rawlins provided the board with a cross indexing report which contained a contribution reported as being given by a PAC but not reported by Rep. Joe Towns for the 2007 year-end supplemental reporting period. Director Rawlins informed the board that Rep. Towns did not meet the exemption contained in T.C.A. §2-10-110 due to his failure to correctly report the contribution within 10 business days notification of the failure to report the contribution by the Registry.

On motion by Heim, seconded by Murray, the board voted unanimously to issue Rep. Towns a show cause notice for failure to report a PAC contribution on his original campaign financial disclosure statement.

Reported Financial Expenses

Director Rawlins provided the board members with a list of civil penalties that have been paid year to date.

Director Rawlins presented the expenditure reports for the 2006/2007 fiscal year through July 31, 2008.

Executive Director's Report

- Director Rawlins provided the board with a copy of Gov. Bredesen's 2006 campaign audit report that had been delivered on the day of the meeting. Without objection, the board voted unanimously to delay any action in this matter until the next regularly scheduled meeting.

- Director Rawlins reminded the board members to contact the Registry staff if they planned on attending the annual COGEL Conference that is to be held December 7, 2008 through December 10, 2008 in Chicago, IL.
- Director Rawlins informed the board that the Citizens' Guide to Campaign Finance that was discussed at the last board meeting is now available on the Registry's website.
- Director Rawlins requested a one time performance bonus of \$400 for Andrea Wilson, which is equal to the state appropriated payment to state employees with three or more years of service. Without objection, the board voted unanimously to approve a one time performance bonus of \$400 for Andrea Wilson.

Other Business

Long, seconded by Murray made a motion, to adjourn the meeting until the next regularly scheduled meeting. The motion passed unanimously.