

REGISTRY OF ELECTION FINANCE

The Registry of Election Finance met Wednesday, December 13, 2017 at Suite 104 of Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

The meeting was held without a physical quorum present. The meeting was held with Chairperson Tom Morton and Tom Lawless present. Hank Fincher and William (Paz) Haynes, III participated via telephone. The meeting was necessary due to the meeting notice and agenda having been posted.

Approval of Meeting Minutes

On motion by Haynes, seconded by Fincher, the board voted unanimously to amend the minutes from the October 31, 2017 meeting to accurately reflect the maximum civil penalty in the Tamra King matter and to accurately reflect the motion in the Stand PAC of Tennessee matter. The motion to approve the minutes as amended from the October 31, 2017 meeting passed the board unanimously.

Requests for Reconsideration

17-61 Debbie Matthews, for failure to file a 2016 4th Quarter campaign financial disclosure report with the Maury County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Matthews has had no previous matters before the board.

The board voted at its June 7, 2017 meeting to issue Ms. Matthews a show cause notice.

Ms. Matthews filed the required report with the Maury County Election Commission which closed her campaign account and submitted a statement for the board's consideration.

The board voted at its August 9, 2017 meeting to assess Ms. Matthews a \$500 civil penalty. Ms. Matthews requested a reconsideration of the \$500 civil penalty assessment.

Ms. Matthews submitted a statement and personally appeared before the board to explain her failure to timely file the required report.

On motion by Fincher seconded by Haynes, the board voted unanimously to reconsider the \$10,000 civil penalty assessment. A motion was made by Fincher, seconded by Lawless, to take no further action. The motion to take no further action failed the board 3 to 1, with Morton voting "no." A motion was made by Lawless, seconded by Morton, to assess Ms. Matthews a \$150 civil penalty. The motion to assess Ms. Matthews a \$150 civil penalty failed the board 3 to 1, with Fincher voting "no." A motion was then made by Fincher, seconded by Lawless, to assess Ms. Matthews a \$125 civil penalty. The motion to assess Ms. Matthews a \$125 civil penalty passed the board unanimously.

Statements Submitted

17-70 Blount County Democratic Party, for failure to file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had a previous matter before the board.

The board voted at its October 31, 2017 meeting to assess the organization a show cause notice.

Peggy E Jackson, treasurer for the organization, and Robert Hanye, chairman of the organization, filed the required report and submitted statements for the board's consideration.

On motion by Fincher, seconded by Lawless, the board voted unanimously to assess the organization a \$250 civil penalty.

17-71 Fentress County Republican Party, for failure to file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had a previous matter before the board.

The board voted at its October 31, 2017 meeting to assess the organization a show cause notice.

James Edd Stephens, chairman for the organization, and Amanda M. Howard, representative of the organization, filed the required report, closed the PAC account and submitted statements for the board's consideration.

On motion by Lawless, seconded by Morton, the board voted unanimously to assess the organization a \$250 civil penalty.

17-78 Jacobs Good Government Fund of Jacobs Eng. Group, for failure to file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had a previous matter before the board.

The board voted at its October 31, 2017 meeting to assess the organization a show cause notice.

John M. Limbaugh and Michael J. Carlin, representatives for the organization, filed the required report and submitted a statement and affidavits for the board's consideration.

On motion by Lawless, seconded by Fincher, the board voted unanimously to assess the organization a \$10,000 civil penalty assessment.

17-81 Tennessee Outdoor Advertising Cooperative PAC, for failure to timely file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class one (1), 12 days late, maximum three hundred (\$300) civil penalty. The organization has had a previous matter before the board.

The board voted at its October 31, 2017 meeting to assess the organization a show cause notice.

James R. McIntyre, treasurer for the organization, submitted a statement for the board's consideration.

On motion by Lawless, seconded by Fincher, the board voted unanimously to assess the organization a \$250 civil penalty.

17-52 TN Refined, for failure to pay the 2017 Annual PAC Fee. Class two (2), fee not paid, maximum ten thousand (\$10,000) civil penalty. The organization has had no previous matters before the board.

The board voted at its June 7, 2017 meeting to issue the organization a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice and that the annual PAC fee still has not been paid.

The board voted at its August 9, 2017 meeting to assess the organization a \$10,000 civil penalty.

Director Rawlins informed that board that all correspondence to the organization was returned to the Registry as “undeliverable as addressed” and therefore did not issue the civil penalty order. Director Rawlins informed the board that the certified notice for failure to pay the annual PAC fee was resent to a new address. Director Rawlins informed the board that the certified notice was received (became Class two (2), maximum ten thousand (\$10,000)) but that the fee still has not been paid.

The board voted at its October 31, 2017 meeting to rescind the previous civil penalty order and to issue the organization a show cause notice.

Jack C. Oden, treasurer for the organization, paid the PAC fee and submitted a statement for the board’s consideration.

On motion by Lawless, seconded by Fincher, the board voted unanimously to assess the organization a \$150 civil penalty.

17-74 Washington County Republican Executive Committee, for failure to timely file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class two (2), 60 days late, maximum ten thousand (\$10,000) civil penalty. The organization has had previous matters before the board.

W. Turney Williams, chairman of the organization, submitted a statement for the board’s consideration.

The board voted at its October 31, 2017 meeting to issue the organization a show cause notice.

W. Turney Williams, chairman of the organization, submitted a sworn statement for the board’s consideration.

Lawless made a motion to assess the organization a \$10,000 civil penalty. Lawless amended the motion to assess the organization a \$5,000 civil penalty. Lawless then amended the motion, seconded by Fincher, to assess the organization a \$1,000 civil penalty. The motion to assess the organization a \$1,000 civil penalty passed the board unanimously.

Cases Subject to Approval of Civil Penalty Order

17-61 Ed Butler, for failure to timely file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class two (2), 63 days late, maximum ten thousand (\$10,000) civil penalty. Mr. Butler has had a previous matter before the board.

The board voted at its October 31, 2017 meeting to issue Mr. Butler a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice.

Without objection, the board voted unanimously to defer any further action in this matter until the next regularly scheduled meeting.

17-66 Erin Coleman, for failure to file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Coleman has had no previous matters before the board.

The board voted at its October 31, 2017 meeting to issue Ms. Coleman a show cause notice.

Ms. Coleman submitted a sworn statement for the board's consideration.

Director Rawlins informed the board that Ms. Coleman filed a 2016 Amended 4th Quarter report, which closed her campaign account, and therefore does not owe the 2017 Annual Mid-Year Supplemental report.

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

17-75 Kevin Dunlap, for failure to file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Dunlap has had no previous matters before the board.

The board voted at its October 31, 2017 meeting to issue Mr. Dunlap a show cause notice.

Mr. Dunlap filed the required report and submitted a sworn statement for the board's consideration.

On motion by Lawless, seconded by Fincher, the board voted unanimously to assess Mr. Dunlap a \$2,100 civil penalty.

17-67 Joanne Favors, for failure to timely file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class two (2), 49 days late, maximum ten thousand (\$10,000) civil penalty. Rep. Favors has had a previous matter before the board.

The board voted at its October 31, 2017 meeting to issue Rep. Favors a show cause notice.

Rep. Favors submitted a statement for the board's consideration.

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

17-68 Daniel Harris, for failure to file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Harris has had previous matters before the board.

The board voted at its October 31, 2017 meeting to issue Mr. Harris a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice and that the report still has not been filed.

On motion by Lawless, seconded by Fincher, the board voted unanimously to assess Mr. Harris a \$10,000 civil penalty.

17-76 Beth Harwell (House 2016), for failure to timely file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class two (2), 62 days late, maximum ten thousand (\$10,000) civil penalty. Rep. Harwell has had no previous matters before the board.

The board voted at its October 31, 2017 meeting to issue Rep. Harwell a show cause notice.

Troy Brewer, representative for Rep. Harwell, submitted a statement and personally appeared before the board and explained Rep. Harwell's failure to timely file the required report.

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

17-82 Tamra King, for failure to timely file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class one (1), 11 days late, maximum two hundred seventy-five (\$275) civil penalty. Ms. King has had no previous matters before the board.

The board voted at its October 31, 2017 meeting to issue Ms. King a show cause notice.

Director Rawlins informed the board that Ms. King filed the required report, which closed her campaign account, but that there has been no response to the show cause notice.

A motion was made by Lawless to assess Ms. King a \$275 civil penalty. The motion died for a lack of a second. Lawless made a motion to assess Ms. King a \$145 civil penalty. The motion died for a lack of a second. Lawless made a motion to assess Ms. King a \$125 civil penalty. The motion died for a lack of a second. A motion was then made by Fincher, seconded by Haynes, to assess Ms. King a \$100 civil penalty. The motion to assess Ms. King a \$100 civil penalty passed the board unanimously.

17-69 Joe Towns, Jr., for failure to file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Rep. Towns has had previous matters before the board.

The board voted at its October 31, 2017 meeting to issue Rep. Towns a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice and that the report still has not been filed.

On motion by Lawless, seconded by Morton, the board voted unanimously to assess Rep. Towns a \$10,000 civil penalty.

17-77 Keith Williams, for failure to file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Williams has had previous matters before the board.

The board voted at its October 31, 2017 meeting to issue Mr. Williams a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice and that the report still has not been filed.

On motion by Lawless, seconded by Morton, the board voted unanimously to assess Mr. Williams a \$10,000 civil penalty.

17-83 Tamara Sawyer, for possible violations of the campaign financial disclosure law. Class two (2), maximum ten thousand (\$10,000) civil penalty per violation. Ms. Sawyer has had no previous matters before the board.

The board voted at its October 31, 2017 meeting to issue Ms. Sawyer a show cause notice on Audit Findings 1, 2 and 3 and requested that Ms. Sawyer donate any anonymous contributions received to charity.

Ms. Sawyer corrected the report closing her campaign account, donated the anonymous contributions received to charity and submitted a statement for the board's consideration.

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

17-72 Marion County Women's Democratic Club, for failure to file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had previous matters before the board.

The board voted at its October 31, 2017 meeting to issue the organization a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice and that the report still has not been filed.

On motion by Lawless, seconded by Morton, the board voted unanimously to assess the organization a \$10,000 civil penalty.

17-73 Union County Republicans, for failure to file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had previous matters before the board.

The board voted at its October 31, 2017 meeting to assess the organization a show cause notice.

Darrick L. Edmondson, treasurer for the organization, filed the required report, closed the PAC account and submitted a statement for the board's consideration.

On motion by Lawless, seconded by Fincher, the board voted unanimously to assess the organization a \$500 civil penalty.

17-80 West Tennessee Progress, for failure to file a 2017 Mid-Year Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had previous matters before the board.

The board voted at its October 31, 2017 meeting to issue the organization a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice and that the report still has not been filed.

On motion by Lawless, seconded by Haynes, the board voted unanimously to assess the organization a \$10,000 civil penalty.

Cases Considered for Issuance of Show Cause Notice

Steve Wilson, for failure to timely file a 2017 3rd Quarter campaign financial disclosure report. Class one (1), 17 days late, maximum four hundred twenty-five (\$425) civil penalty. Mr. Wilson has had no previous matters before the board.

Director Rawlins informed the board that Mr. Wilson's campaign account has been closed.

On motion by Lawless, seconded by Fincher, the board voted unanimously to take no action.

Other Business

Without objection, the board voted unanimously to schedule the next Registry meeting for February 14, 2018 at 10:30 a.m. However, the meeting may be cancelled at the Executive Director's discretion.

On motion by Lawless, seconded by Fincher, the board voted unanimously to adjourn the meeting until the next regularly scheduled meeting.