



(Unapproved and subject to change)

## **CALIFORNIA FAIR POLITICAL PRACTICES COMMISSION**

### **MINUTES OF HEARING, Public Session**

**Thursday, September 17, 2015**

#### **CALL TO ORDER**

Chair Remke called the meeting to order at 10:01 am on September 17, 2015 at the Fair Political Practices Commission, 428 J Street, Sacramento, CA 95814. Chair Remke and Commissioners Wasserman and Wynne were present. Commissioner Casher was present by teleconference.

#### **WELCOME**

##### **1. Public Comment**

Chair Remke announced Commissioner Sean Eskovitz resigned, Executive Director Erin Peth read a resolution honoring his service.

Director Peth announced Chief of the Technical Assistance Division, Lynda Cassady would be retiring in October.

Commissioner Wasserman announced the Federal Elections Commission would be holding a regional conference in San Diego October 20<sup>th</sup>-21<sup>st</sup> and that interested parties should get additional information from the FEC website.

Commissioner Casher thanked Jesse Mainardi and the S.F. Ethics Commission for allowing him to use their space to join the hearing.

##### **2. Approval of August 2015 Commission Hearing Minutes.**

Commissioner Wasserman noted that he sent minor changes to the Commission Assistant.

Commissioner Wasserman made a motion to approve item 2, Commissioner Wynne seconded the motion.

Ayes: Commissioners Casher, Wasserman, Wynne, Chair Remke  
The motion passed 4 to 0.

**PROPOSED CONSENT CALENDAR ITEMS 3 – 49**  
**ENFORCEMENT MATTERS**

Item 7 was pulled from the consent calendar.

Commissioner Wasserman noted he donated to the campaigns in item 41 and 42 before he was a commissioner, but was told by legal counsel he would not need to recuse himself from that decision.

Commissioner Wynne made a motion to approve items 3-6, and 8-49, Commissioner Wasserman seconded the motion.

Ayes: Commissioners Casher, Wasserman, Wynne, Chair Remke  
The motion passed 4 to 0.

**Campaign Reporting**

**3. In the Matter of Gary Krep and Citizens to Elect Gary Krep to the Superior Court 2012; FPPC No. 14/850.** Staff: Senior Commission Counsel Dave Bainbridge. Gary Krep was a successful candidate for County of San Diego Superior Court Judge in the June 5, 2012 Primary Election. Citizens to Elect Gary Krep to the Superior Court 2012 was his candidate controlled committee. Krep made campaign expenditures from his personal bank account rather than the bank account of his candidate controlled committee, in violation of Government Code Section 85201, subdivision (e) (1 count). Krep and his candidate controlled committee also failed to timely disclose on two campaign statements accrued expenses totaling \$8,835, in violation of Government Code Section 84211, subdivision (k) (1 count). **Total Proposed Penalty: \$6,000.**

**4. In the Matter of James Gore, James Gore for Supervisor 2014, and Rebecca Olson; FPPC No. 14/609.** Staff: Senior Commission Counsel Neal Bucknell and Special Investigator Jay Martin. James Gore was a successful candidate for Sonoma County Supervisor in the November 4, 2014 General Election. James Gore for Supervisor 2014 was his candidate controlled committee and Rebecca Olson was the committee treasurer. Gore, James Gore for Supervisor 2014, and Olson failed to timely report a consultant fee totaling \$15,000 as an accrued expense on campaign statements filed for the reporting periods leading up to the 2014 Primary Election, and they failed to timely report a second consultant fee for the same amount as an accrued expense on the campaign statement filed for the reporting period ending June 30, 2014, in violation of Government Code Section 84211, subdivisions (b), (i), and (k), and Regulation 18421.6 (1 count). **Total Proposed Penalty: \$2,000.**

**5. In the Matter of Jennifer Lane for Folsom City Council 2014, Jennifer Lane, Rose Benevento; FPPC No. 15/098.** Staff: Political Reform Consultant Jeanette E. Turvill. Jennifer Lane was an unsuccessful candidate for Folsom City Council in the November 4, 2014 General Election. Jennifer Lane for Folsom City Council 2014 was

her candidate controlled committee and Rose Benevento was the committee treasurer. Lane, Jennifer Lane for Folsom City Council 2014, and Benevento failed to timely itemize expenditures on a preelection campaign statement covering the period October 1, 2014 through October 8, 2014 and a semiannual campaign statement covering the period October 19, 2014 through December 31, 2014, in violation of Government Code Section 84211 (2 counts). **Total Proposed Penalty: \$444.**

### **Robocall Disclosure**

**6. In the Matter of Ruben Valencia, Valencia 4 City Council 2014, and Kathleen Christiansen; FPPC No. 14/1234.** Staff: Commission Counsel Zachary W. Norton and Special Investigator Kelli Gould. Ruben Valencia was an unsuccessful candidate for Ontario City Council in the November 4, 2014 General Election. Valencia 4 City Council 2014 was his candidate controlled committee and Kathleen Christiansen was the committee treasurer. Valencia, Valencia 4 City Council 2014, and Christiansen authorized and paid for approximately 6,000 telephone calls on six separate occasions that were similar in nature, made by an individual, or individuals, or by electronic means, that advocated support of a candidate, and did not, during the course of each call, disclose the name of the organization that authorized or paid for the call, in violation of Government Code Section 84310, subdivision (a) (1 count); failed to timely file 24 hour contribution reports in connection with late contributions received prior to the 2014 General Election, in violation of Government Code Section 84203, subdivisions (a) and (b) (1 count); and failed to disclose on campaign statements occupation and employer information for approximately 50 individual contributors, in violation of Government Code Section 84211, subdivision (f) (1 count). **Total Proposed Penalty: \$4,500.**

**7. In the Matter of Annie Campbell Washington, Annie Campbell Washington for Oakland City Council 2014, and Jessica Leavitt; FPPC No. 14/1253.** Staff: Commission Counsel Milad Dalju and Special Investigator Kelli Gould. Annie Campbell Washington was a successful candidate for Oakland City Council in the November 4, 2014 General Election. Annie Campbell Washington for Oakland City Council 2014 was her candidate controlled committee and Jessica Leavitt was the committee treasurer. Washington and Annie Campbell Washington for Oakland City Council 2014 authorized and paid for 358 and 656 telephone calls that were similar in nature, made by an individual, or individuals, or by electronic means, that advocated support of a candidate, and did not, during the course of each call, disclose the name of the organization that authorized or paid for the call, in violation of Government Code Section 84310, subdivision (a) (1 count). Washington, Annie Campbell Washington for Oakland City Council 2014, and Leavitt failed to report five expenditures made during the July 1, 2014 through September 30, 2014 reporting period and four expenditures made during the October 1, 2014 through October 18, 2014 reporting period, in violation of Government Code Section 84211, subdivision (k) (1 count). **Total Proposed Penalty: \$3,500.**

Chair Remke recused herself from item 7 due to a financial conflict of interest with the campaign treasurer and left the hearing room during discussion of the item.

Chief of Enforcement, Galena West briefed the Commission on the matter.

Commissioner Wynne made a motion to approve item 7, Commissioner Casher seconded the motion.

Ayes: Commissioner Casher, Wasserman, and Wynne.

Abstention: Chair Remke

The motion passed 3 to 0.

**8. In the Matter of International Association of Firefighter Local 55 Political Action, Sponsored by: Int'l Assoc. of Firefighter Local 55; FPPC No. 14/1255.** Staff: Commission Counsel Milad Dalju and Special Investigator Kelli Gould. International Association of Firefighter Local 55 Political Action, Sponsored by: Int'l Assoc. of Firefighter Local 55, a sponsored city general purpose committee, authorized and paid for 10,879 telephone calls that were similar in nature, made by an individual, or individuals, or by electronic means, that advocated support of a candidate, and did not, during the course of each call, disclose the name of the organization that authorized or paid for the call, in violation of Government Code Section 84310, subdivision (a) (1 count). **Total Proposed Penalty: \$2,000.**

**9. In the Matter of Oakland Police Officer's Association – Political Action Committee; FPPC No. 14/1256.** Staff: Commission Counsel Milad Dalju and Special Investigator Kelli Gould. Oakland Police Officer's Association – Political Action Committee, a sponsored city general purpose committee, authorized and paid for 10,191 telephone calls that were similar in nature, made by an individual, or individuals, or by electronic means, that advocated support of a candidate, and did not, during the course of each call, disclose the name of the organization that authorized or paid for the call, in violation of Government Code Section 84310, subdivision (a) (1 count). **Total Proposed Penalty: \$2,000.**

### **Campaign Non-Filer**

**10. In the Matter of San Diego County Young Democrats; FPPC No. 15/055.** Staff: Senior Commission Counsel Dave Bainbridge and Law Clerk Preeti Grewal. San Diego County Young Democrats is a state general purpose committee. San Diego County Young Democrats failed to timely file four semiannual campaign statements covering the period January 1, 2013 through December 31, 2014, in violation of Government Code Section 84200. **Total Proposed Penalty: \$1,115.**

**11. In the Matter of North Valley Labor Federation Committee on Political Education; FPPC No. 14/1369.** Staff: Staff Services Analyst Garrett F. Micheels. North Valley Labor Federation Committee on Political Education ("North Valley Labor Federation") is a state general purpose committee. North Valley Labor Federation failed to timely file three semiannual campaign statements and one preelection campaign

statement covering the period July 1, 2013 through December 31, 2014, in violation of Government Code Sections 84200 and 84200.5 (4 counts). **Total Proposed Penalty: \$1,007.**

**12. In the Matter of Wendy McCammack, Friends of Wendy McCammack for San Bernardino City Council 7th Ward 2015, and Marvin Reiter; FPPC No. 15/195.**

Staff: Political Reform Consultant Adrienne Korchmaros and Intern Joshua O'Brien.

Wendy McCammack was an unsuccessful candidate for Mayor of San Bernardino in the February 4, 2014 Municipal Election. Friends of Wendy McCammack for San Bernardino City Council 7th Ward 2015 is her candidate controlled committee and Marvin Reiter is the committee treasurer. McCammack, Friends of Wendy McCammack for San Bernardino City Council 7<sup>th</sup> Ward 2015, and Reiter failed to timely file three semiannual campaign statements and one preelection campaign statement covering the period October 20, 2013 through December 31, 2014, in violation of Government Code Sections 84200 and 84200.5 (4 counts). **Total Proposed Penalty: \$841.**

**13. In the Matter of Jose Castañeda and Friends to Elect Jose Castañeda for City Council District 1 2012; FPPC No. 15/526.**

Staff: Political Reform Consultant Adrienne Korchmaros and Intern Joshua O'Brien. Jose Castañeda was a successful candidate for Salinas City Council in the November 6, 2012 General Election. Friends to Elect Jose Castañeda for City Council District 1 2012 is his candidate controlled committee. Castañeda and Friends to Elect Jose Castañeda for City Council District 1 2012 failed to timely file two semiannual campaign statements covering the period January 1, 2014 through December 31, 2014 and Castañeda failed to timely file his 2014 Annual Statement of Economic Interests, in violation of Government Code Sections 84200 and 87203 (3 counts). **Total Proposed Penalty: \$600.**

**14. In the Matter of Citizens of Calexico for a Transparent Government; FPPC No. 15/111.**

Staff: Commission Counsel Zachary W. Norton and Political Reform Consultant Jeanette Turvill. Citizens of Calexico for a Transparent Government was a primarily formed committee that unsuccessfully attempted to place a recall measure for two Calexico City Council members on the ballot. Citizens of Calexico for a Transparent Government failed to timely file two quarterly campaign statements covering the period January 1, 2014 through June 30, 2014, in violation of Government Code Section 84202.3 (2 counts). **Total Proposed Penalty: \$423.**

**15. In the Matter of Stacy Carlson, Stacy Carlson 4 San Marcos Unified School District Trustee 2014, and Daniel Finkenthal; FPPC No. 15/018.**

Staff: Senior Commission Counsel Dave Bainbridge and Law Clerk Preeti Grewal. Stacy Carlson was a successful candidate for San Marcos Unified School District Trustee. Stacy Carlson 4 San Marcos Unified School District Trustee 2014 was her candidate controlled committee and Daniel Finkenthal was the committee treasurer. Carlson, Stacy Carlson 4 San Marcos Unified School District Trustee 2014, and Finkenthal failed to timely file a preelection campaign statement covering the period October 1, 2014 through October

18, 2014, in violation of Government Code Section 84200.5 (1 count). **Total Proposed Penalty: \$298.**

**16. In the Matter of Henry Brown, Committee to Elect Henry C. Brown Inglewood School Board 2015, and Benice Brown; FPPC No. 15/374.** Staff: Political Reform Consultant Tara Stock. Henry Brown was an unsuccessful candidate for Inglewood Unified School District #5 in the April 7, 2015 General Election. Committee to Elect Henry C. Brown Inglewood School Board 2015 was his candidate controlled committee and Benice Brown was the committee treasurer. Henry Brown, Committee to Elect Henry C. Brown Inglewood School Board 2015, and Benice Brown failed to timely file a preelection campaign statement covering the period January 1, 2015 through March 21, 2015, in violation of Government Code Section 84200.5 (1 count). **Total Proposed Penalty: \$226.50.**

### **Lobbying Reporting**

**17. In the Matter of SKS Investments, LLC; FPPC No. 15/305.** Staff: Senior Commission Counsel Dave Bainbridge. SKS Investments, LLC is a California lobbyist employer. SKS Investments, LLC failed to timely file three reports of lobbyist employer (Form 635) covering the period April 4, 2014 through December 31, 2014, in violation of Government Code Section 86116 (3 counts). **Total Proposed Penalty \$600.**

### **Statement of Economic Interests – Non-Reporter**

**18. In the Matter of Terry Schultz; FPPC No. 14/1278.** Staff: Senior Commission Counsel Dave Bainbridge and Law Clerk Albert DiRocco. Terry Schultz, as the Purchasing Supervisor of the Merced Union High School District, failed to disclose a gift of NASCAR tickets from Office Depot on his 2011 Annual Statement of Economic Interests, in violation of Government Code Section 87300 and 87302 (1 count). **Total Proposed Penalty: \$100.**

**19. In the Matter of Kevin Kearney; FPPC No. 15/243.** Staff: Political Reform Consultant Jeanette E. Turvill. Kevin Kearney, as the City of Alameda Auditor, failed to disclose an investment in Pacific Fins Food on his 2011 Annual Statement of Economic Interests, in violation of Government Code Section 87206 (1 count). **Total Proposed Penalty: \$100.**

### **Statement of Economic Interests – Non-Filer**

**20. In the Matter of Brent Johnson; FPPC File No. 15/823.** Staff: Political Reform Consultant Jeanette Turvill. Brent Johnson, as a member of the Inverness Public Utility District, failed to timely file his 2014 Annual Statement of Economic Interests, in violation of Government Code Section 87300 (1 count). **Total Proposed Penalty: \$200.**

**21. In the Matter of Curtis Taylor; FPPC No. 15/1286.** Staff: Political Reform Consultant Teri Rindahl. Curtis Taylor, as a Director with the Fresno County Kings River Water District, failed to timely file his 2014 Annual Statement of Economic Interests, in violation of Government Code Section 87300 (1 count). **Total Proposed Penalty: \$200.**

### **\$50 Annual Fee Cases**

**22. In the Matter of Inland Counties Stonewall Democrats; FPPC No. 15/663.** Staff: Senior Commission Counsel Bridgette Castillo. Inland Counties Stonewall Democrats failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**23. In the Matter of Armenian National Committee Political Action Committee ANCPAC; FPPC No. 15/403.** Staff: Senior Commission Counsel Bridgette Castillo. Armenian National Committee Political Action Committee ANCPAC failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**24. In the Matter of Friends of Phil Anthony; FPPC No. 15/398.** Staff: Senior Commission Counsel Bridgette Castillo. Friends of Phil Anthony failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**25. In the Matter of John Fasana for City Council 2011; FPPC No. 15/566.** Staff: Senior Commission Counsel Bridgette Castillo. John Fasana for City Council 2011 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**26. In the Matter of Domitila Aguilar for Lynwood City Council 2013; FPPC No. 15/386.** Staff: Senior Commission Counsel Bridgette Castillo. Domitila Aguilar for Lynwood City Council 2013 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**27. In the Matter of Humane Society Legislative Fund; FPPC No. 15/658.** Staff: Senior Commission Counsel Bridgette Castillo. Humane Society Legislative Fund failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**28. In the Matter of Clovis Fire Fighters Association; FPPC No. 15/519.** Staff: Senior Commission Counsel Bridgette Castillo. Clovis Fire Fighters Association failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**29. In the Matter of the Jim Dexter for Baldwin Park City Council 2011; FPPC No. 15/760.** Staff: Commission Counsel Michael W. Hamilton. Jim Dexter for Baldwin Park City Council 2011 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**30. In the Matter of Campaign to Elect Maria G. Lopez 2011; FPPC No. 15/812.** Staff: Commission Counsel Michael W. Hamilton. Campaign to Elect Maria G. Lopez 2011 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**31. In the Matter of Friends of Ian Jones for School Board 2011; FPPC No. 15/686.** Staff: Commission Counsel Michael W. Hamilton. Friends of Ian Jones for School Board 2011 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**32. In the Matter of Robert Cuthbert for Lompoc City Council 2012; FPPC No. 15/719.** Staff: Commission Counsel Michael W. Hamilton. Robert Cuthbert for Lompoc City Council 2012 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**33. In the Matter of Luis Marquez for Downey City Council 2012; FPPC No. 15/928.** Staff: Commission Counsel Michael W. Hamilton. Luis Marquez Downey for City Council 2012 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**34. In the Matter of Uhler for Supervisor 2012; FPPC No. 15/1075.** Staff: Commission Counsel Michael W. Hamilton. Uhler for Supervisor 2012 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**35. In the Matter of Democratic Activist for Women Now; FPPC No. 15/755.** Staff: Commission Counsel Michael W. Hamilton. Democratic Activist for Women Now failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**36. In the Matter of Mortensen for Newhall County Water District 2011; FPPC No. 15/883.** Staff: Commission Counsel Michael W. Hamilton. Mortensen for Newhall County Water District 2011 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**37. In the Matter of the Friends of Dugan for Placer County Water Agency 2012; FPPC No. 15/773.** Staff: Michael W. Hamilton. Friends of Dugan for Placer County Water Agency 2012 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**38. In the Matter of Friends of Esther Sanchez for Oceanside City Council 2012; FPPC No. 15/1002.** Staff: Michael W. Hamilton. Friends of Esther Sanchez for Oceanside City Council 2012 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**39. In the Matter of Meadows for Ironhorse Director 2012; FPPC No. 15/859.** Staff: Michael W. Hamilton. Meadows for Ironhorse Director 2012 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**40. In the Matter of Re-Elect Gregory Martinez for City Council 2011; FPPC No. 15/838.** Staff: Michael W. Hamilton. Re-Elect Gregory Martinez for City Council 2011 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**41. In the Matter of Re-Elect Jack Tanaka for City Council 2011; FPPC No. 15/1054.** Staff: Michael W. Hamilton. Re-Elect Jack Tanaka for City Council 2011 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**42. In the Matter Webb for City Attorney 2013; FPPC No. 15/1105.** Staff: Michael W. Hamilton. Webb for City Attorney 2013 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**43. In the Matter Jack Duran for Supervisor 2014; FPPC No. 15/777.** Staff: Michael W. Hamilton. Jack Duran for Supervisor 2014 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**44. In the Matter Amy Shuklian for Visalia City Council 2011; FPPC No. 15/1026.** Staff: Michael W. Hamilton. Amy Shuklian for Visalia City Council 2011 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**45. In the Matter Voigts for Lake Forrest City Council 2014; FPPC No. 15/1096.** Staff: Michael W. Hamilton. Voigts for Lake Forrest City Council 2014 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**46. In the Matter of United Valley Business PAC; FPPC No. 15/1078.** Staff: Michael W. Hamilton. United Valley Business PAC failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**47. In the Matter of Visalia Firefighters Association PAC; FPPC No. 15/1095.** Staff: Michael W. Hamilton. Visalia Firefighters Association PAC failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**48. In the Matter of Karen Osmundson for School Board 2012; FPPC No. 15/922.** Staff: Michael W. Hamilton. Karen Osmundson for School Board 2012 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

**49. In the Matter of Frank Lopez for City Council 2014; FPPC No. 15/813.** Staff: Michael W. Hamilton. Frank Lopez for City Council 2014 failed to pay the 2013 \$50 annual fee to the Secretary of State's Office, in violation of Government Code Section 84101.5. **Total Proposed Penalty: \$200.**

#### **General Items 50-51**

**50. Amend Regulation 18422: Multipurpose Organization Political Activity Transparency; Repeal Regulation 18413 Reporting Independent Expenditures by Eligible 501(c)(3)/501(c)(4) Organizations.** Staff: General Counsel Hyla Wagner and Senior Commission Counsel Heather M. Rowan. Staff proposes that the Commission amend Regulation 18422 to clarify that the major donor notices and multi-layer reporting apply equally to federal PACs and out of state committees. Regulation 18413 is superseded and staff proposes its repeal.

Senior Commission Counsel Heather Rowan briefed the Commission.

Gavin Baker with CA Common Cause, Kevin Wolf with CA Clean Money Campaign, and Kim Alexander with CA Voter Foundation each spoke and encouraged passage.

Commissioner Wynne made a motion to approve item 50, Commissioner Wasserman seconded the motion.

Ayes: Commissioners Casher, Wasserman, Wynne, Chair Remke  
The motion passed 4 to 0.

**51. Amend Regulation 18422.5 - Top Contributor Disclosure.** Staff: General Counsel Hyla P. Wagner and Senior Commission Counsel Brian G. Lau. In 2014, the FPPC began posting lists of the top 10 contributors to committees primarily formed to support or oppose a state ballot measure or to make independent expenditures on a state candidate that raises \$1,000,000 or more for an election. Additionally, the Commission has the express authority under Government Code section 84223 to require these committees to also report the top contributors to any contributing recipient committee identified in their top 10 reports. This proposal implements this "expanded disclosure" requirement and will provide more accessible, easy-to-view, disclosure for the public. For example, under the proposal, if a state general purpose committee with an uninformative and generic name, such as "Good Government California," is listed as a top contributor to a ballot measure or independent expenditure committee, the two top donors to Good Government California will also be listed informing the public about the committee.

Senior Commission Counsel Brian Lau briefed the Commission.

Commissioner Wynne asked a clarifying questions, General Counsel Hyla Wagner and Counsel Lau responded.

The Commissioners discussed who is in the best position to aggregate the necessary information to increase disclosure.

Commissioner Casher asked for clarification regarding *CRP v. FPPC*. General Counsel Wagner answered his question.

Gavin Baker with CA Common Cause, Kevin Wolf with CA Clean Money Campaign, Kim Alexander with CA Voter Foundation each spoke and encouraged passage.

Commissioner Wynne asked about the changes made to this regulation over time, Counsel Lau responded.

Commissioner Wynne made a motion to approve item 51 as proposed, Chair Remke seconded the motion.

Ayes: Commissioners Casher, Wasserman, Wynne, Chair Remke

The motion passed 4 to 0.

### **Executive Staff Reports Item 52**

- **Legislative Report.** Staff: Senior Commission Counsel and Legislative Coordinator, Sukhi Brar.

Senior Commission Counsel and Legislative Coordinator, Sukhi Brar briefed the Commission on the status of legislation, and staff recommendation against AB 1544.

Assemblymember Ken Cooley addressed the Commission advocating for AB 1544.

Commissioner Wynne made a motion to oppose AB 1544, Chair Remke seconded the motion.

Ayes: Commissioners Casher, Wasserman, Wynne, Chair Remke  
The motion passed 4 to 0.

- **Legal Division Report.** Staff: General Counsel, Hyla P. Wagner
- **Enforcement Division Report.** Staff: Chief of Enforcement, Galena West
- **Technical Assistance Division Report.** Staff: Chief of Technical Assistance Division, Lynda Cassady

Chair Remke made a motion to adjourn the meeting. Commissioner Wynne seconded the motion.

Ayes: Commissioners Casher, Wasserman, Wynne, Chair Remke  
The motion passed 4 to 0.

The meeting adjourned at 11:07am.

Respectfully Submitted,  
Dated:

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John Kim  
Commission Assistant  
Approved October 15, 2015

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Joann Remke, Chair  
Fair Political Practices Commission