



(Approved June 13, 2019)
CALIFORNIA FAIR POLITICAL PRACTICES COMMISSION
MINUTES OF HEARING, Public Session
Thursday, May 16, 2019

Chair Miadich called the meeting to order at 10:00 am on May 16, 2019, at the San Diego City Administration Building, 202 C Street, 12th Floor, Council Committee Room, San Diego, CA 92101. Chair Miadich and Commissioners Cardenas, Hatch, and Hayward were in attendance.

Chair Miadich introduced himself as the new Chair of the Fair Political Practices Commission. He discussed his plans for recusing himself in matters related to Olson Hagel and Fishburn, LLP. The Chair also introduced the new Executive Director Thomas Jones and thanked Loressa Hon for her role as Acting Executive Director.

Commissioner Hatch made a motion to approve item 3, March 2019 meeting minutes. The motion was approved 3-0. Chair Miadich abstained.

For item 2, Stacey Fulhorst, Executive Director, San Diego Ethics Commission, gave a presentation on the overview of San Diego Ethics Commission, and how their agency works to stay compliant with state laws.

Commissioner Hayward made a motion to approve the Enforcement Consent Calendar, items 4-6. The motion was approved 4-0.

Item 9, Assignment of Hearing to Administrative Law Judge, will move forward.

Commissioner Hayward mad a motion to adopt item 10, Regulations 18499.1, 18946, 18946.1, and 18942 with the changes suggested by Commissioner Hatch. The motion was approved 4-0.

Item 11, Discussion of Proposed Repeal and Adoption of Regulation 18329, was discussed and will come back for adoption in June 2019.

Chair Miadich made a motion to move forward with OAL noticing for regulation 18702.1, item 12, and asked that Staff bring back option 1 with new options to incorporate comments made by Commissioner Hatch and Commissioner Hayward. The motion was approved 4-0.

During item 13, Chair Miadich made a motion to move forward with OAL noticing for regulation 18702.3 and asked that Staff bring back option 1 while separating nonprofits and governmental entities. The motion was approved 4-0.

Mr. Richard Rios spoke to the Request for Regulations form the California Political Attorneys Association, item 14. Commissioner Hatch made a motion to refer the request to the Law & Policy Committee with a full analysis from Staff on the proposal and whether these proposals fit into this year's regulatory calendar. The motion was approved 4-0.

The Commission took a comfort break from 11:18-11:33 a.m.

Commissioner Hayward made a motion to approve item 15, Approval of Commissioner Compensation Request. The motion was approved 4-0.

During item 16, Commissioner Hayward spoke to the Budget & Personnel Committee meeting and Chair Miadich asked that the Law & Policy Committee update be included with item 20, Legislative Update.

Item 17, Budget Update, was an informational item on the 18/19 Third Quarter Expenses.

After discussion, Chair Miadich made a motion to approve item 18, Anti-Nepotism Policy. The motion was approved 3-0. Commissioner Hatch abstained.

Commissioner Hatch made a motion on item 19 to move forward with Option 1, delegating authority to the Chair and Executive Director to work with the Secretary of State to author a joint letter to the Legislature to urge the delay of the CARS project. The motion was approved 3-0. Commissioner Cardenas abstained.

During item 20, Legislative Update, Chair Miadich made a motion to adopt the Law & Policy Committee recommendations for AB 864, AB 300, AB 423. The motion was approved 4-0. Chair Miadich made a motion to support AB 201 if amended. The motion was approved 4-0. Chair Miadich made a motion to include amendments in AB 909. The motion was approved 4-0. Chair Miadich made a motion to support AB 1217 if amended. The motion was approved 3-1. Chair Miadich made a motion to support AB 1752 if option 2 is incorporated. The motion was approved 4-0. Commissioner Hatch made a motion to continue forward with SB 71 and to try negotiating further amendments. The motion was approved 4-0.

Item 21, Advice Letter Report, was accepted with the exception of advice letter A-19-032 which Chair Miadich asked that an analysis of the conclusion be brought back for review.

Item 22, Executive Staff Reports, were accepted as submitted

During item 23, Commissioner Comments and Proposed Future Agenda Items, Commissioner Hatch made a motion to add Chair Miadich to the Law & Policy Committee as an interim member until a fifth Commissioner is appointed. The motion was approved 3-0. Chair Miadich abstained.

Commissioner Hayward made a motion to adjourn the meeting. The motion was approved 4-0.

The meeting adjourned at 1:37 p.m.

Respectfully Submitted,
Sasha Linker
Commission Assistant
Approved June 3, 2019

Richard C. Miadich, Chair
Fair Political Practices Commission