



(Approved October 18, 2019)
CALIFORNIA FAIR POLITICAL PRACTICES COMMISSION
MINUTES OF HEARING, Public Session
Thursday, September 19, 2019
10:00 a.m.

Present: Chair Miadich, Commissioner Cardenas, Commissioner Hatch, and
Commissioner Hayward

Staff Present: Thomas Jones, Executive Director
Dave Bainbridge, General Counsel
Brian Lau, Assistant General Counsel
Galena West, Enforcement Chief
Loressa Hon, Chief of Administration
Deborah Hanephin, Manager, Education Unit
Kevin Cornwall, Commission Counsel
Karen Harrison, Senior Commission Counsel
Katelyn Greene, Commission Counsel
Sukhi Brar, Supervising Attorney
Toren Lewis, Commission Counsel
Phillip Ung, Legislative Director
Sasha Linker, Commission Assistant

A. Call to Order

Chair Miadich called the meeting to order at 10:00 a.m.

B. Public Comment for Items not on the Agenda

Scott Vaughan and Bradley Cutler both gave public comment to discuss their believed facts regarding a complaint submitted to the Enforcement Division.

C. Approval of Minutes of Prior Meeting

MOTION: Approve the August 15, 2019 meeting minutes. Moved by Commissioner Hayward, seconded by Commissioner Hatch. Motion approved 4-0.

D. Approval of Enforcement Consent Calendar.

MOTION: Motion to approve items 4-18. Moved by Commissioner Hayward, seconded by Commissioner Hatch. Motion approved 4-0.

Commissioner Cardenas questioned the chart in the stipulation and asked how Enforcement verifies purchases shown on a bank statement when there is not a receipt to support the proper use of the campaign funds.

MOTION: Motion to approve item 3. Moved by Commissioner Hatch, seconded by Commissioner Hayward. Motion approved 4-0.

E. Approval of Updates to Lobbying and Slate Mailer Forms.

MOTION: Motion to approve formatting changes to forms. Moved by Commissioner Hatch, seconded by Commissioner Hayward. Motion approved 4-0.

F. Proposed Rules for Public Participation at Commission Meetings.

Commissioner Hatch asked for “changed” to be “extended” so that time limits never go below three minutes. He also asked for audio visuals to be approved in advance from the Chair.

MOTION: Motion to adopt rules for public participation as is and ask Staff to bring back additional edits based on Commissioner Hatch’s recommendations. Moved by Chair Miadich, seconded by Commissioner Cardenas. Motion approved 4-0.

G. Discussion of Amendments and Proposed Regulations Related to the Disclose Act.

There were no comments by Commissioners or the public.

H. Approval of Regulation 18422 and Adoption of Regulation 18422.1.

MOTION: Motion to adopt regulation package. Moved by Commissioner Hatch, seconded by Chair Miadich. Motion approved 3-1 with Commissioner Cardenas voting no.

I. Closed Session

The Commission adjourned for closed session at 11:29 a.m. The Commission reconvened from closed session and a lunch break at 12:36 p.m.

J. Review of Commissioner Manual.

MOTION: Motion for Legal Staff to highlight the law in chapters 3 and 4 of the current Commission Manual and have Commissioner Cardenas come back with the best practices discussed in the manual. Moved by Chair Miadich, seconded by Commissioner Hatch. Motion approved 4-0.

MOTION: Motion to seek an opinion with the Attorney General on whether 83105 is meant to prohibit Commissioners from making campaign contributions to federal candidates. Moved by Chair Miadich, seconded by Commissioner Cardenas. Motion approved 4-0.

K. Committee Updates.

There were no committee updates.

L. Unregistered Lobbying Regulation.

M. Legislative Update.

MOTION: Motion to send a letter asking the Governor to sign AB 201. Moved by Commissioner Hatch, seconded by Commissioner Hayward. Motion approved 4-0.

MOTION: Motion to send a letter asking the Governor to sign SB 71. Moved by Chair Miadich, seconded by Commissioner Hatch. Motion approved 3-1 with Commissioner Hayward voting no.

N. Advice Letter Report and Commission Review.

The advice letter report was accepted as submitted, without further action by the Commission.

O. Proposal to Create Task Force to Study Best Practices for Regulating Campaign Activity on Digital Media.

MOTION: Motion to approve task force with Chair Miadich and Commissioner Hayward leading the task force. Moved by Commissioner Cardenas, seconded by Commissioner Hatch. Motion approved 4-0.

P. Executive Staff Reports.

The Executive Staff reports were accepted as submitted, without further action by the Commission.

Q. Commissioner Comments and Proposed Future Agenda Items.

No Commissioner comments or discussion of future agenda items.

R. Adjourn

MOTION: Motion to adjourn the meeting. Moved by Commissioner Hatch, seconded by Commissioner Cardenas. Motion approved 4-0.

The meeting adjourned at 1:53 p.m.

Respectfully Submitted,
Sasha Linker
Commission Assistant
Approved October 7, 2019

Richard C. Miadich, Chair
Fair Political Practices Commission