



AGENDA DOCUMENT NO. 16-29-A

MINUTES OF AN OPEN MEETING  
OF THE  
FEDERAL ELECTION COMMISSION  
THURSDAY, JUNE 16, 2016

PRESENT:                    Matthew S. Petersen, Chairman, presiding  
  
                                  Steven T. Walther, Vice Chairman  
  
                                  Lee E. Goodman, Commissioner  
  
                                  Caroline C. Hunter, Commissioner  
  
                                  Ann M. Ravel, Commissioner<sup>1</sup>  
  
                                  Ellen L. Weintraub, Commissioner  
  
                                  Alec Palmer, Staff Director<sup>2</sup>  
  
                                  Daniel Petalas, Acting General Counsel  
  
                                  Shawn Woodhead Werth, Secretary and Clerk

---

<sup>1</sup> Commissioner Ravel participated by telephone.

<sup>2</sup> Ms. Debbie Chacona, Assistant Staff Director of the Reports Analysis Division, represented Staff Director Palmer.

Chairman Matthew S. Petersen called the Federal Election Commission to order in an open meeting at 10:42 A.M. on Thursday, June 16, 2016 with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

Minutes for May 19, 2016  
Agenda Document No. 16-24-A

Chairman Petersen recognized Vice Chairman Walther who

MOVED to approve the minutes for the meeting of  
May 19, 2016 in Agenda Document No. 16-24-A.

The motion carried by a vote of 6-0 with Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voting affirmatively for the decision.

\*\*\*\*\*

Chairman Petersen recognized Vice Chairman Walther who

MOVED to suspend the rules on the timely submission of  
agenda documents in order to consider the late submission  
of Agenda Document No. 16-13-A-1, ACTION – Statement of Policy.

The motion carried by a vote of 6-0 with Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voting affirmatively for the decision.

\*\*\*\*\*

Chairman Petersen recognized Commissioner Weintraub who reminded everyone about the Forum on Corporate Money and Foreign Influence to be held on June 23, 2016. She explained that there will be 3 panels of incredibly distinguished individuals participating and that a light lunch will be provided.

\*\*\*\*\*

Chairman Petersen recognized Commissioner Hunter who stated that Mr. Troy McCurry, who has served the Commission in different capacities over the years, is leaving for the private sector. She noted how much she enjoyed working with him, and will miss their conversations, explaining that she considers him a “Renaissance” man because of his knowledge on so many different topics. She said that in addition to working for a national party committee and presidential campaign, he served nobly and recently in Afghanistan.

Chairman Petersen recognized Commissioner Weintraub who also wished Mr. McCurry well and noted that he had performed a lot of great public service, both in the military and at the Commission.

Chairman Petersen stated that Mr. McCurry will be greatly missed as he was excellent advising on the law and a pleasure to work with on a daily basis.

\*\*\*\*\*

Chairman Petersen stated that the following matters will be held over to the June 30, 2016 meeting: Draft Advisory Opinion 2016-05 (Huckabee for President, Inc.); Proposed Revisions to Forms 3, 3P, 3X, 6 and Instructions; and the FEC Email Management Policy.

\*\*\*\*\*

II. DRAFT ADVISORY OPINION 2016-05

Huckabee for President, Inc.  
by Douglas Chalmers, Jr., Esq.

Agenda Document No. 16-22-A (Draft A)

This matter was held over to the June 30, 2016 meeting.

III. PROPOSED STATEMENT OF POLICY REGARDING THE PUBLIC  
DISCLOSURE OF CLOSED ENFORCEMENT FILES

Memorandum from Commissioner Lee E. Goodman  
dated March 24, 2016

Agenda Document No. 16-13-A

Agenda Document No. 16-13-A-1  
(Submitted Late)

Memorandum from Commissioner Ann M. Ravel  
dated April 27, 2016

Agenda Document No. 16-13-B

Memorandum from Commissioner Ellen L. Weintraub  
dated May 18, 2016

Agenda Document No. 16-13-C

(Held over from the May 19, 2016 meeting)

Chairman Petersen explained that, although it had been on the agenda several times recently, there had not been a lot of discussion. He said that it may not be possible to resolve it today but the process can be furthered by additional discussion at today's meeting.

Chairman Petersen recognized Commissioner Goodman who said that he would cede to Commissioner Weintraub's desire not to proceed seriatim on this matter. Commissioner Goodman, therefore, expects that any agreement will be reached by adopting a document as a whole or by using the procedures of Roberts' Rules to propose amendments to a document as a whole. He said he will not call for a vote today but will summarize his most recent proposal (see Agenda Document No. 16-13-A-1) which is based on Commissioner Weintraub's proposal. He then reviewed the distinctions between their two proposals and said he would be happy to continue to work on this with his colleagues between now and the next meeting.

Chairman Petersen recognized Commissioner Weintraub who thanked Commissioner Goodman for the feedback. She believes that there are large areas of agreement in the document and is hopeful that, by the next meeting, they can agree on those portions that both sides are comfortable with and continue to work on those portions that are more controversial.

IV. OTHER RULEMAKING

REG 2016-02: DRAFT INTERIM FINAL RULES AND EXPLANATION  
AND JUSTIFICATION: CIVIL MONEY PENALTY INFLATION ADJUSTMENTS

Agenda Document No. 16-23-A

Chairman Petersen recognized Ms. Esther Gyory of the General Counsel's Office who presented the Draft Interim Final Rules which would adjust the

Commission's civil monetary penalties for inflation in compliance with the Federal Civil Penalties Inflation Adjustment Improvement Act of 2015. This Act requires that the Commission make a one-time, catch-up adjustment through an interim final rule to be effective no later than August 1, 2016 and to make annual adjustments thereafter. The Act also sets out new formulas for making inflation adjustments. Discussion followed.

Chairman Petersen recognized Vice Chairman Walther who

MOVED to approve REG 2016-02, Civil Monetary Penalties  
Inflation Adjustments Interim Final Rules.

The motion carried by a vote of 6-0 with Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voting affirmatively for the decision.

PROPOSED REVISIONS TO FORMS 3, 3P, 3X, 6 AND INSTRUCTIONS

This matter was held over to the June 30, 2016 meeting.

V. FEC EMAIL MANAGEMENT POLICY

Memorandum from the Acting Deputy Staff Director for  
Management and Administration dated May 6, 2016

Agenda Document No. 16-25-A

This matter was held over to the June 30, 2016 meeting.

VI. MANAGEMENT AND ADMINISTRATIVE MATTERS

There being no further business to come before the Commission,  
the meeting adjourned at 11:10 A.M.

Signed:

Matthew S. Petersen  
Chairman of the Commission

Attest:

Shawn Woodhead Werth  
Secretary and Clerk of the Commission