

Meeting Minutes
Fair Political Practices Commission
Law and Policy Committee Meetingⁱ
September 7, 2021 10:00 a.m.

The Law and Policy Committee was called to order at 10:00 a.m.

1. Public Comment for items not on the agenda.

2. Approval of July 8, 2021 minutes.

MOTION: To approve July 8, 2021 Committee minutes. Moved by Commissioner Baker, seconded by Chair Miadich. The motion was approved 2-0.

3. Legislative Update.

AB 1367, which increases penalties for egregious personal use, and AB 1590, which shifts collection of the penalty for failure to pay the annual committee fee to SOS, passed in both houses.

SB 686, relating to LLC disclosure, will be voted on this week.

AB 319, which expands foreign contribution prohibition, also passed in both houses on consent.

AB 1367, AB 1590, and AB 319 that were passed in the Legislature have been enrolled and will be sent to the Governor.

SB 459, related to lobbying reports and issue lobbying advertisements, and SB 752, campaign advertisements, will not be moving forward in 2021.

Commissioner Baker ask if there is any engagement to the Governor's office for bills supported. Lindsey Nakano, Legislative Counsel, responded bills supported by the Commission a letter is sent to the Governor urging his signature.

4. Pre-Checked Contribution Boxes

Dave Bainbridge, General Counsel, presented an update on pre-checked contribution boxes and recurring contributions. General Counsel Bainbridge stated there is no statutory basis to restrict the act of using pre-checked boxes, but the Commission has authority in reporting contributions.

Mr. Bainbridge presented two options: reporting expected recurring contributions in advance or make a notation in the name of contributor box. Both options utilize existing documents, as SOS is not in the position to modify existing documents at this time.

Commissioner Baker expressed concern with the options presented as there is not enough protection for the contributor and asked for an update on legislation. Ms. Nakano answered that there is an intent from the author to bring it up early next year and she will be in contact in the next few months on the direction of the legislation. Chair Miadich expressed similar concerns.

5. Discussion of items for October 2021 Committee meeting.

Chair Miadich stated there will be a presentation of the behested payment regulations that are up for adoption and a discussion of 2022 legislative ideas.

Commissioner Baker inquired if amendments can be made on regulations, specifically behested payment regulations. Mr. Bainbridge answered yes, preference is to be notified in advance. Oral amendments can be made on regulations if motions are passed during meeting.

Commissioner Baker asked if the next committee meeting is the only time to bring legislative ideas. Chair Miadich answered that Ms. Nakano will present a tentative list of legislative ideas next committee meeting, and there will be opportunities for Commissioners to present or amend legislative ideas.

MOTION: To adjourn the meeting. Moved by Chair Miadich, seconded by Commissioner Baker.
The motion passed 2-0.

The meeting adjourned at 10:16 a.m.
