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5	THE STATE OF ARIZONA
6	CITIZENS CLEAN ELECTIONS COMMISSION
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LO	REPORTER'S TRANSCRIPT OF PUBLIC MEETING
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L2	Phoenix, Arizona March 28, 2024
L3	9:30 a.m.
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23	
24	By: Kathryn A. Blackwelder, RPR
25	Certified Reporter Certificate No. 50666 CERTIFIED
	TRANSCRIPT

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	Page 2		Page 4
1	PUBLIC MEETING BEFORE THE CITIZENS CLEAN	1	Commissioners, you have the minutes from the February
2	ELECTIONS COMMISSION convened at 9:30 a.m. on March 28,	2	meeting in the packet. Is there any discussion?
3 4	2024, at the State of Arizona, Clean Elections Commission, 1110 West Washington, Conference Room,	3	COMMISSIONER CHAN: Mr. Chairman, I'd like
5	Phoenix, Arizona, in the presence of the following	4	to
6	Board Members:	-	
7		5	CHAIRMAN KIMBLE: Commissioner Chan.
	Mr. Mark Kimble, Chairman	6	COMMISSIONER CHAN: I'd like to move that we
8	Mr. Galen Paton Ms. Amy Chan	7	adopt the minutes as written.
9	Mr. Steve Titla	8	CHAIRMAN KIMBLE: Thank you,
-	Mr. Damien Meyer	9	Commissioner Chan.
10		10	We have a motion to adopt the minutes. Is
11		11	
12	OTHERS PRESENT:	12	COMMISSIONER MEYER: I'll second that motion.
1 - 2	Thomas M. Collins, Executive Director		
13	Paula Thomas, Executive Officer	13	CHAIRMAN KIMBLE: Seconded by
	Mike Becker, Policy Director	14	Commissioner Meyer.
14	Gina Roberts, Voter Education Director	15	I will call the roll. Commissioner Chan.
15	Alec Shaffer, Web Content Manager Kara Karlson, Assistant Attorney General	16	COMMISSIONER CHAN: Aye.
13	Mary O'Grady, Osborn Maledon	17	CHAIRMAN KIMBLE: Commissioner Meyer.
16	Cathy Herring, Meeting Planner, KCA	18	COMMISSIONER MEYER: Aye.
	Jessica Painter, KCA	19	CHAIRMAN KIMBLE: Commissioner Titla.
17	Paige Jarrell, KCA	20	COMMISSIONER TITLA: Aye.
18 19		21	CHAIRMAN KIMBLE: Commissioner Paton.
20			
21		22	COMMISSIONER PATON: Aye.
22		23	CHAIRMAN KIMBLE: Chair votes aye.
23		24	The motion to approve the minutes is approved
25		25	unanimously.
	Page 3		Page 5
1	Page 3 PROCEEDING	1	Page 5 Item III is discussion and possible action on
1 2	_		_
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1 I wanted to hit a couple -- highlight a 2 couple of things in our voter education. I had the

3 opportunity to go out and $\operatorname{\mathsf{--}}$ and $\operatorname{\mathsf{Gina}}$ and $\operatorname{\mathsf{Avery}}$

 $4\,$ obviously did the work of being at the Arizona Civics

5 Coalition's Civics Night at the museum at -- at the --

6 the Arizona -- an Arizona historical museum on

7 College -- on College and Curry. I still can't quite

8 get the name down, but it's a very beautiful facility.

9 And there were lots of teachers -- civics teachers from

10 around the state, and our table there got a lot of -- a

11 lot of visitors, and that's great.

12 You know, it's interesting, the -- last year

13 Avery was on a panel at the McCain Institute that

14 involved some very high-profile national pollsters on

15 youth voting, and so that continues to -- so he

16 continues to generate media off of that through -- both

17 internationally and then nationally through this

18 interview he did with the students from Montclair

19 State.

20 And then Gina was a panelist on the follow-up 21 to the ASU Pastor Center's -- in the next installation

22 of the ASU Pastor Center's Diversifying Political

23 Engagement Series, and so that's available -- available

24 to watch.

I think that -- I have a couple of highlights

Page 8

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1 the Americans for Prosperity's claim against Prop 211.

2 So a lot of action happening there. I

3 believe that the Supreme Court will conference the

4 motion to transfer in April at its conference. And

5 then, if things stay status quo, there should -- there

 $\ensuremath{\text{6}}$ would be an argument in the Toma case in the first week

7 of May.

8 There's obviously a lot of other court

9 activity going on around the state involving elections.

10 I don't want to spend too much time on that other than

11 to say, please let us know if you need to know more

12 about any of that.

13 I wanted to -- you know, quickly, before I

14 get into one other item, I wanted to, you know, also,

15 you know, say, you know, we've had -- as we'll see in

16 the forthcoming presentations today, we're doing a lot

17 of work on the voter education front and we're doing

18 quite a bit of work with candidates as we come into

19 filing season. And so I also wanted to, you know,

20 mention that, you know, what that has done is it's

21 meant that, you know, Paula has had a -- probably a

 $22\,$ bigger and more -- and different and more diverse array

23 of transactions to negotiate and get through for us as

24 we -- as we get through this -- you know, as we launch

25 our new debate program and the things that Gina will be

Page 7

1 I need to mention quickly on the legal front. So

2 the -- you'll note just since the -- this report was

3 published, I'll just note that the Center for Arizona

4 Policy versus Arizona Secretary of State, which is one

5 of the Prop -- Prop 211 cases, so Center -- they filed

6 their notice of appeal on Monday. And then my

7 understanding is that they then very quickly filed a

8 motion to have their case transferred up to the State

9 Supreme Court, along with where the -- where there is a

10 motion pending in this case called Toma v. Fontes,

11 where there is a motion to transfer that case from the

12 Court of Appeals to the Arizona Supreme Court.

13 The Toma v. Fontes case, the Court of Appeals

14 yesterday issued a stay that was asked for by the

15 plaintiffs to stay the plaintiffs' lawsuit at the

16 Superior Court level pending the plaintiffs' appeal

17 from the denial of the plaintiffs' motion for

18 preliminary injunction. So for the lawyers on the

19 call, that's kind of an odd procedural posture; but

20 nevertheless, at this point the Court of Appeals has

21 granted that stay to the plaintiffs of the plaintiffs'

22 action.

3 And then, of course, importantly, and lest I

24 forget, last week the District Court granted the

25 Commission and the other defendants' motion to dismiss

 $1\,$ talking to you about, and not to mention just

2 maintaining the day-to-day operation of this -- of this

3 meeting and these other things. So I wanted to make

4 sure to acknowledge that it's been -- it's been a

5 very -- you know, the last two quarters for Paula have

6 been probably as busy as they've been for some time,

7 but I really appreciate that work by her.

8 And I also wanted to also say that, you know,

9 I've had the opportunity to just be in the office and

10 talking to some of the candidates. You know, Mike

11 handles so many candidate conversations on a day-to-day

12 basis with candidates who are interested in running

13 clean, candidates who have questions about campaign

14 finance, candidates who have questions about, you know,

15 the paperwork, I mean, just any number of things. And

16 I can tell you, from talking to the folks who call,

17 that the level of rapport and trust that our

18 constituents -- those customers applauded Mike's

19 responsiveness and -- both substantive responsiveness

20 and his timely responsiveness is something that I want

21 to -- I wanted to mention as well.

22 I did want to spend a little time on this

23 Attorney General's Office correspondence issue, in part 24 because, you know, it's something I want to put in some

25 context. You know, we -- so as you can see if you've

1 read the report, we got this letter on March 5th that

 $2\,$ said, hey, we've had this what they describe in their

3 words as an investigation open into the Commission

4 since they arrived in office in March, because it was

5 apparently waiting for them in November -- in

6 December '22. You know, so why -- why does this

7 matter? Well, I think it's pretty self-evident. We

8 tried to lay out here, in as -- or, I tried to lay out

9 here, in as neutral of terms as I could, the factual

10 history, as we understand, from our perspective.

Because, you know, we've gone through some of

12 these things before with, you know, other offices, $\ensuremath{\mathtt{I}}$

13 really want to first say, you know, so we can sort of

14 reestablish, so that folks understand this, why are we

15 -- why am I talking about this to you in public, as I

16 get a chance to sit here, and -- and the reason for

17 that is not to start some stevedore's brawl with the

18 Attorney General's Office, but it's because this, as I

19 said at the beginning, this board actively

20 administrates and enforces the Clean Elections Act and

21 the Voters' Right to Know Act.

22 This is not an absentee board. This is a

23 board that is here at every meeting and intimately

24 involved in the decisions we make, and we have working

25 meetings in public about public matters. And that's

Page 12

1 not what you do in an enforcement matter, especially

2 when, you know, you're already dealing with your own

3 client.

4 You know, and this is complicated because if

5 what this means is that either conflicts don't count

6 when it comes to the Solicitor General's Office or

7 we're not clients when we talk to the Solicitor

8 General's Office, those raise real issues around what's

9 confidential, what's privileged, it implicates the

10 public records law, it implicates discovery.

1 And here this letter validated a complainant

 $12\,$ who had already established himself as adverse to the

13 Commission and who we had already been advised on

14 dealing with in an open meeting by an attorney for the

15 Attorney General's Office. So that's slicing the onion

16 pretty fine, and it doesn't appear that anyone in the

17 Solicitor General's Office had a second thought before

18 this letter rolled out.

19 So I think that, you know, we can -- we will

20 hear -- we could hear, I'm sure, and I know from past

21 experience with other Attorney Generals we often hear

22 something about how complicated the nature of

23 governmental attorneys is, there's all kinds of

24 in-and-outs and that kind of thing. I don't think this

25 one is that complicated: I think we're the client; I

Page 11

 $1\,$ because, as an institution for the past 20 years, with

2 many of the same staff members as we have now, we have

3 been focused on ensuring that we follow the open

 $4\,\,$ meeting law as well as we possibly can, in addition to

5 other transparency laws.

6 So, you know, to boil this down a little bit, 7 you know, the things that sort of stand out as why I'm

8 saying -- why I plan to seek some outside assistance on

9 how to get my arms around this relationship is, you

10 know, the decision that the Solicitor General's Office

11 Government Accountability Division made about whether

12 or not to keep this case seems to be based on whether 13 or not, you know, an attorney gave specific advice, I

14 guess, on the placement of the minutes on our website,

15 but not the role of the AG in advising us on the open

16 meeting law, or, in this case, the specific person who

17 filed the complaint, and we can't -- we haven't been

18 able to identify any formal screen. This is an adverse

able to racherly any rorman percent. This is an adv

19 position, and we weren't given any notice of it.

20 And then, you know, I think problematically, 21 rather than just dismiss the matter because there was

22 no legal violation, the person who wrote this letter

23 thought it was a good idea to take a shot at our

24 website maintenance and our compliance as a, quote,

25 unquote, recommendation. Well, that's not -- that's

Page 13

1 think they're the law firm. And so, you know, like I

2 say, I have an obligation to make these reports the way

3 I do. It's based on 25 years of precedent and this

4 body being transparent about these kind of issues.

5 And so my goal is to get this back on the

6 right track, but -- you know, but the number of

7 decisions -- you know, in a relatively small

8 transaction, the number of decisions that went against

9 the client is a lot. I mean, it's like five different

10 decision points there were to get off this train, and

11 at no time did they get off the train, and I think that

12 that's something that we've just got to have some

13 real -- real conversation with them, and that's -- and

14 I intend to do that.

15 So that's, you know, that's kind of the

16 report. I know that last one may sound a little

17 dramatic, but, you know, at this point this is nothing

18 if not ordinary to have a little -- a little -- a

19 little -- I don't know what the right word is because I

20 don't know sports metaphors well enough. But, you

21 know, between the two agencies I think we'll work that

22 out, but on this one the lines are pretty -- the lines
23 are pretty clear.

24 So that concludes my report, I believe,

25 unless anybody thinks I'm missing anything. Anyone

want me to keep talking? Mr. Chairman, if you have any
questions for me on my report, I'm happy to take those.

CHAIRMAN KIMBLE: Thank you. Thank you, Tom.

Do we have any discussion or questions from

Members of the Commission?

(No response.)

CHAIRMAN KIMBLE: Hearing none, we'll move

8 on.
9 Item IV, discussion and possible action on
10 2024 voter education activities, including candidate

11 debates and the Voter Education Guide. We're a few 12 days away from the filing deadline for candidates for

13 the July 30th primary and about a month away from the 14 kickoff of our debate program. Gina Roberts, our voter

15 education director, will have a report on our progress 16 on these projects.

17 Gina.

MS. ROBERTS: Good morning, Commissioners.

Yes, what we have for you today is an overview of where
we are. We are knee deep in preparing for our debates
and for the Voter Education Guide, so we thought it
would be timely to provide an update to the Commission.
So I do have some slides, just to help me stay on
track, of our updates.

And we'll go ahead and get started with this

Page 16

1 have a competitor in order for us to host the debate. So, again, the schedule is available. We do 3 kick off at the beginning of May with our first debate. 4 And voters are able to see that schedule as well on our 5 website. 6 We can go to the next slide, please. 7 So an update on our broadcast debates. So 8 our broadcast debates are going to be our federal and 9 statewide debates. And we -- as we had mentioned 10 previously in the voter education report for 2024, we 11 have a new partnership that we are working with, 12 Riester and the Arizona Media Association. And so with 13 that comes a new filming location, which will be at 14 BitFire Studios. That's located in northern Phoenix, 15 and we were able to take a tour of it, and it is a 16 beautiful facility that is very state of the art. And 17 so with the technology that they have, I'm very excited 18 that I -- I believe we will be able to at least 19 visually create a new and improved debate style. So it 20 should look really well. We're very excited with the 21 tools that are available to us through this new studio. 22 And right now we're in the process of 23 developing our stage design and the graphics that

Page 15

1 first slide, please. Thank you.

So our schedule is now public. It is
available on our website. And we have our schedule for
all of our federal, statewide, and legislative debates
that are published. We are working on a handful of
county races, and we'll get that information up
shortly.

Previously, when we were working through the

10 candidates so they would be able to have that
11 information as soon as possible and be able to go ahead
12 and get those on their calendar. We will send official
13 invitations out once we know who the final candidates
14 that have qualified for the ballot will be.
15 As the Chairman mentioned, we're coming up on

9 schedule, we did send out save the dates to all of the

As the Chairman mentioned, we're coming up on the close of the candidate filing period, and that will tell us who the candidates that have filed petitions to qualify for the ballot are, and then, of course, we have our challenge period. And so once we know the final ballot makeup, which will be around April 15th, we'll know for sure who gets an official invite into

22 the Clean Elections debate.
23 And just a reminder, our debates, we will
24 only have them if there's a contested primary. So
25 somebody has to actually be in a contested election,

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1 media partner in the state of Arizona will have the 2 option to pick up these debates. And so with that,

24 voters will see on screen. As we mentioned, with this

25 partnership with the Arizona Media Association, every

3 they'll be able to put their own branding on it, but we

4 will always have the Clean Elections logo in there, and

5 so it's a great opportunity to expand reach to the

6 voters of Arizona.

In regards to the debate format, this is
really exciting too, the Arizona Media Association has
put together a steering committee, and these are -ti's just really another opportunity to showcase that
stakeholders are having their input heard and respected
and received by the Commission on what these debates
should look like. And it's also being -- the format is
also being created in conjunction with what the debate

14 also being created in conjunction with what the debate 15 workgroup recommendations were. 16 So what we're looking at right now is 17 editorial control, which will be fully retained by the 18 moderator of the debate. One interesting point too 19 that I think that came up was how we are going to be 20 handling our mics. So during the debates for the

21 broadcast we will not have hot mics all the time. It

22 would -- only the person who is speaking will have

 $23\,\,$ their mic actually on. So that will help the moderator

24 control the flow of the discussion, and the moderator

25 will ensure that candidates get near equal speaking

time, that no one candidate dominates a discussion.

We will have some standard time limits in

place. We'll have two minutes for opening statements,

one minute for closing. And then each candidate that

gets asked a question, they'll have their two-minute

initial response time, and then candidates will also

get a one-minute rebuttal.

7 get a one-minute rebuttal.
8 So, again, this format is really derived
9 from, one, those recommendations from the debate
10 workgroup, but also in consultation with the
11 stakeholder steering committee through the Arizona
12 Media Association, which, again, we're talking about
13 our folks here who are journalists across the state,
14 media members, and have a lot of experience in the
15 debate process.

We are also currently finalizing our
moderator selections. So we put out a call for
moderators to folks who have those journalistic
backgrounds and we are working through those
selections. We hope to finalize that by the end of
this week and get them on board hopefully by early next
week. And with that comes -- as I mentioned, every
media partner in the state has the option to pick up
the debates, so they have all been notified of the

25 schedule.

Page 20

Page 21

1 talk about in the next slide too is, again, some of the 2 post-debate activities that we'll be implementing to 3 help to continue to push content out to the voters once 4 the debate concludes, but I'll talk about that in the 5 next slide. So we're very excited to bring Steve on 6 board. 7 He will also be hosting our moderator training for us, and we plan to have that done in the middle of April. And for our legislative debates we 10 also did a call for moderators, and so we're working 11 through finalizing that -- those moderator assignments 12 as well. 13 In addition to a debate consultant, we've 14 also brought on a debate writer that we've used in the 15 past, and this writer is Hank Stephenson with the 16 Arizona Agenda, and he will help us create some stock 17 debate questions. So typically with our debates we 18 like the questions to come from the voters, we want 19 them to come from the voters, and we ask voters to 20 submit those to us either in advance of the debate or 21 they can submit them live during the debate actually

With that, we also do our issue research,

24 which we've -- are actually close to wrapping up and we

25 will have our final report on April 1st for that. And

1 that's where we put out a poll to voters across the

Page 19

22 happening.

23

And the broadcast, we are making our progress 2 on ensuring that all broadcasts include an ASL inbox 3 feed and we will also have a Spanish feed. So this 4 goes to making sure that the debates are as accessible 5 as possible. Next, we can move on to the next slide, which 7 is an overview of our legislative debates. So our 8 broadcast debates, again, those are going to be 9 available on TV. With our legislative debates, we host 10 those through Zoom and we stream them through the Clean 11 Elections YouTube channel. However, again, through our 12 partnership with the Arizona Media Association, we will 13 make sure that any media entity that wants to have 14 access to the stream, they will be able to pick it up. 15 We have brought on a debate consultant to 16 help us with our legislative debate process. That is 17 actually Steve Goldstein. He's a very well-known name 18 in the state of Arizona. He has over 25 years of 19 journalist experience. He's award winning at national 20 and local levels. And so Steve has a lot of experience 21 with debates, and, in fact, he's moderated some of our 22 debates in the past. And so we are very excited to bring him on to 24 help us coordinate, one, with the new recommendations

2 state about what issues they think are important and 3 want to hear the candidates talk about. So with all of 4 that content and Hank's background as a journalist, he 5 will develop stock questions for us for the moderators 6 to have in their back pocket just in case, you know, 7 maybe we have, you know, some quiet voters in a certain 8 district, and so that way we have questions that are 9 prepared and available for the moderator to use that 10 are still reflective of the issues that we know are 11 important to voters in those particular regions. With that, for our legislative debates, we 13 are also finalizing the format. This was perhaps one 14 of the biggest changes to our debate process that came 15 out of the debate workgroup. This is where we decided 16 to structure our debates by party and by chamber. So 17 essentially we have one legislative event per evening, 18 but within that we have our subdebates. So we worked 19 through a format and a template for our moderators to 20 follow seamlessly once again to ensure that candidates 21 have near equal speaking time, but that it's also very 22 clear for the voters about who the true competitors 23 are. 24 Our debates, again, for -- on the legislative 25 side, we try to make them as accessible as possible.

25 of the debate workgroup, but also -- one thing I'll

1 We will have closed captioning available. And, as I 2 mentioned before, with streaming they will be available 3 for all of our media partners to pick up.

4 We can go to the next slide.

So for debates, voter education and outreach. 6 We have these debates, we're working on the production 7 of them, that's one component of it, but how do we get 8 the voters engaged, how do we get them to tune in, and 9 also, how do we ensure that the debates are tailored to 10 the voter, that they're relevant and meaningful to the

12 So as I mentioned, we do that issue research. 13 We have that poll that's out so that we can talk to 14 voters and have a better understanding about, you know, 15 again, what issues do you care about, and we have our 16 moderators who will take that information to help shape

17 and guide the discussion at the debates. 18 We plan on creating subject matter expert 19 videos. So if we hear that water conservation is one 20 of those top issues that voters have identified, then 21 we intend to bring in a water conservation specialist 22 and just create an educational and informational video

23 to further help voters understand what these issues are 24 and how it's currently affecting the state. And that 25 would be, again, just more from an educational

Page 24

 $1\,$ for candidates and, again, the top issues voters are 2 talking about. All of this is intended to create that 3 buy-in to the debate process.

4 We also are creating toolkits for the 5 candidates and the voters; toolkits for the candidates 6 so that they can promote their participation in the 7 Clean Elections debates and toolkits for voters so they 8 can participate.

9 Avery actually has a meeting coming up where 10 he'll be working with NAU and their student association 11 on how to host a debate watch party, so great things 12 there. I mean, one of the things he mentioned was 13 possibly doing a debate bingo card, so things like that 14 to get people engaged and excited about watching the 15 debates, that's part of our grassroots outreach as 16 well.

17 We are also -- as part of the debate 18 workgroup recommendation, we have a texting service 19 that we'll be piloting. So one of the recommendations 20 was, you know, hey, maybe a voter can just get a quick 21 text message saying, your legislative district debate 22 is tonight, tune in. So we started researching how we 23 could utilize a texting service, we implemented it, and 24 started beginning sign-ups for voters. So we will be 25 kicking that off on a soft level to try to get voters

Page 23

1 standpoint, not necessarily policy as the candidates 2 would discuss.

We also plan to do behind-the-scenes videos 4 of the debate process; that's always interesting 5 content to help capture voters' eyes. And we'll create 6 preview videos as where -- as well where we will be 7 able to -- let's say, for example, we'll film Tom 8 talking about, okay, here is this upcoming U.S. Senate 9 debate. Here is what we expect the candidates to talk 10 about and the top issues. And so we'll be able to push

11 them onto social media to help, again, capture the 12 attention of voters and get them interested in watching

13 the debate.

14 We also have our paid media which we'll push 15 out to let voters know across the state, here is the 16 schedule and here is how you can submit your questions. 17 We're looking at hosting a media day where

18 we'd like to bring in media members to help them 19 understand, here is the debate process, here is how you 20 can cover it, here is how you can be involved, here is 21 how you can attend and, you know, be in the media room

We also intend to host meetings with the 24 political parties and talk to them about what this new 25 debate season looks like and the rules of engagement

Page 25 1 educated about the schedule through this texting

2 service.

And then another opportunity that we have, 4 and this goes back to what I was mentioning with Steve

5 Goldstein, is our post-debate efforts. So once the

6 debate happens, it's not over. We want these debates 7 to continue to be able to be available for voters up

8 until they cast their ballot. So our schedule has us

9 wrapping up our debates near the start of early voting,

10 but what we want to do, and this is, again, in

11 alignment with the debate workgroup, is take that

12 debate content and create bite-sized pieces of

13 information, highlights, social media reels, Instagram

14 reels, if you will, where we can further promote these

15 debates and try to get voters engaged and interested in

16 watching the entire debate.

17 So what we intend to do is, after the --18 after all of our debates conclude, we'll have the 19 moderators come in and Steve will interview them. 20 Steve Goldstein has -- is a podcaster. He has great 21 experience as -- hosting podcasts and doing interviews. 22 So he will talk to the moderators and talk about, okay,

23 you know, what surprised you, things like that, and

24 then he will also go through the videos and identify

25 those bookmarks for us to take from the debates and

22 during our broadcast debates.

1 create those reels. So we're excited about creating 2 these bite-sized pieces of content that will hopefully 3 drive voters to watch the full debate.

And then we're also looking at an opportunity 5 to bring debates into the classroom. So this is an

6 exciting opportunity for us to work with the educator

7 community across the state. As Tom mentioned in the

8 Executive Director's Report, we were at a civics event

9 and we had the opportunity to talk to a lot of

10 educators. And our table was quite full. We had a lot

11 of folks coming to talk to us both about our debates

12 and our Voter Education Guide, because they find these

13 tools to be very useful for the students in the

14 classroom. They like to get the students engaged in

15 discussion about debates, and also actually flipping

16 through the physical Guides to research the candidates,

17 to talk about government, to talk about elections. And

18 so the tools that we are providing for voters, our

19 educators are also finding them very useful.

20 So what we want to offer the opportunity is 21 we are always available to come out and talk to

22 classrooms, to talk about elections. We can host mock

23 elections, but we can also host mock debates. And then

24 we can work with not just the student government

25 teachers, but also the English teachers and the student

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1 important, important to not only the candidates, but to

2 the voters and how they contribute to that informed

3 perspective. So we have a lot going on in the voter

4 education and outreach front for debates.

We can go to the next slide.

I can jump into the Voter Education Guide

7 here, Mr. Chairman, if you'd like, or I can pause for

questions on the debate process.

CHAIRMAN KIMBLE: Do we have any questions

10 from Commissioners on the debate process? Very, very

11 impressive, Amy -- I mean, Gina.

(No response.)

13 CHAIRMAN KIMBLE: No, no questions at this

14 point?

9

12

COMMISSIONER CHAN: I wish I could take 15

16 credit for all the work Gina is doing and her team.

17 CHAIRMAN KIMBLE: Okay. Gina, why don't you

18 continue.

19 MS. ROBERTS: Thank you, Mr. Chairman. Yes,

20 it is pretty impressive. We like that.

21 So for our Voter Guide, again, this -- I'll

22 share -- I'll remind, the Voter Education Guide is

23 consistently ranked, in all of our research where we

24 talk to voters, as one of the top tools that voters

25 trust and look forward to and utilize during the

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1 council and the debate club, the debate team to help 2 bring forward these debates.

And then another piece here that we have, all 4 in the name of encouraging people to participate in the

5 debate process and utilize these tools, we are looking

6 to create a segment that talks about unforgettable

7 debates and historic moments. So this is where we will

8 look back in history on important debates that have

9 occurred and, again, kind of highlight those and drive

10 home the importance of why debates matter.

11 So this quote here that I have, "By embracing 12 debate, individuals can become more adept at navigating

13 complex issues and engaging with diverse perspectives,

14 ultimately contributing to a more informed and

15 understanding world." And this is coming from Oxford.

16 And the intent here is to show that we, as humans,

17 we've been debating for our entire lives, going back to

18 historical debates and important events, such as, you

19 know, the Athenian democracy in ancient Greece and, you

20 know, the Han dynasty in imperial China.

21 We all -- we have seen in history how

22 debates -- whether they're philosophical or political

23 or religious, debating is a part of our culture, of our 24 history. And so creating this series, it will help,

25 again, showcase why debates matter, why they're

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1 election process. So we are constantly looking at ways

2 to make sure that the Voter Guide continues to remain

3 relevant and important and meaningful for our voters.

So we had a kickoff meeting with our process

5 where we met with the United States Postal Service,

6 which is very important to keep them involved in our 7 process. We simply don't want to show up at the post

8 office and drop 2.3 million pieces of mail and say,

9 here you go. So they are a very critical partner to

10 us. And so Paula was able to coordinate a meeting

11 where we had all of our representatives from across the

12 state. Because, again, we're mailing these across the

13 state, so it's important that we are not just looking

14 at Maricopa County, but all of our counties and how

15 mail is processed.

16 We met with the USPS, we had our print

17 vendor, we had our partners at Riester, we had the

18 Secretary of State's Office there, and so it was a very

19 productive meeting where we explained how our process

20 works so that everybody could be kept informed. We

21 have a timeline with them -- to share with them about

22 when we will stagger dropoffs for our deliveries. And

23 they understand that, again, this is official election

24 mail and prompt delivery is important, so we had great

25 conversations with that. And we've always had a

wonderful partnership with the United States Postal
 Service, so I'm very pleased with that because, again,

 $\ensuremath{\mathtt{3}}$ they appreciate very much the importance of election

We had that kickoff meeting, and we are

4 mail.

6 currently in the process of collecting our candidate 7 submissions. So candidates right now are submitting 8 their picture, their profile, all of their information 9 to be printed in the Guide. We do have a deadline in

10 place for those submissions; that is April 8th, so that 11 is coming up. Staff will be working and reaching out

12 to all of the candidates that have qualified for

13 the ballot to ensure everybody is represented in the 14 Guide.

 $\,$ 15 $\,$ We are also making preparations for all of 16 $\,$ the different versions of the Voter Guide that we

17 create, whether that's American Sign Language or our 18 partnership with Sun Sounds for an audio version or the

19 different other languages that we translate them into.

20 We are getting those contracts in place and we are

21 working to create those translations. That way, again,

22 this election and important voting information, it's --

23 again, it's not just a one size fits all. We make sure

24 that we provide this in different -- very different

25 versions so we can meet voters where they are and

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1 We will send them out to Native American chapter

2 houses, to post offices that specifically service our

3 Native American communities, because we know sometimes

4 with mail and having nonstandard addresses, the post

 $\,{\bf 5}\,\,$ office is a central point for voters to have access to

6 information. We will send them to community centers,

7 to our colleges, our universities, our classrooms, as $\ensuremath{\mathtt{I}}$

8 mentioned, our schools. And essentially anybody who

9 likes them, who would want them, if they reach out to

10 us, we're happy to ship them a box. We will also

11 employ our paid media tactics where we can let voters

12 know, hey, check your mailbox or read the Guide online.

13 And then we're also looking at reimagining

14 the Voter Education Guide. So we have our standard

15 Guide that we will absolutely and always send out in

16 mail -- you know, print to the households with

17 registered voters. But again, it's important to make

18 sure the Guide is accessible and meet voters where they

19 are and produce content that they are willing to

20 consume in a way that works for them.

So one of the things we're looking at are

22 illustrations of kind of how to -- a guide to the

23 Guide, how to use the Guide. And we also want to reach

24 out to our high school and college STEM clubs to maybe

25 take a look at this printed piece of paper and how

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21

20

1 provide them the information they need in a manner 2 that's most comfortable to them.

A couple of new things for the Voter Guide

4 that we had previously hinted at. We are now including 5 an "I voted" sticker, which is very exciting, because

6 we know the "I voted" sticker is important social

7 currency and people love stickers. So it's really

 $\ensuremath{\mathtt{8}}$ exciting to be able to offer that into the Voter Guide.

9 It will be stitched in into the center of the Guide.

10 $\,$ This is an example of what the cover will look like.

11 It's not final, we do have some changes to make, but I

12 wanted to give you an idea -- a general idea of what it

13 will look like. And as I mentioned before briefly, we 14 are anticipating we'll have approximately 2.3 million

15 pieces that will go out for the primary election.

16 Next slide.

17 So, what education and outreach do we do with 18 this? We create the Guide, we automatically send it to

 $19\,$ households with a registered voter, and we have to, of

20 course, let people know that it's available too. So in

21 addition to sending it to every household, we will also

 $22\,$ do bulk shipments. We will send bulk shipments of the

23 Guides to all of our county partners, which is

24 wonderful because they're great about putting them in

25 voting locations. We will send them out to libraries.

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1 would you, you know, with a STEM background, take this 2 Guide and turn it into something more, what would you

3 do, and create it in a digital world or this visual

4 component in kind of like a robotics challenge. So

5 this is something that we felt, again, knowing the

6 feedback that we've received from the educator

7 community and how do they utilize the Guide in

8 classrooms, this is another opportunity to get the STEM

9 side involved and, again, sort of reimagine what that

10 Voter Guide would look like.

Our first in-home drop for the Voter Guide is expected to be around June 12th and our last drop is

13 expected to be June 26. This is well in advance of the

14 July 3rd early voting period. And we will also

15 continue to push the Guide out at grassroots events.

16 So Avery and I will be attending a Celebrate Mesa event

17 or any of our other on-the-ground events that we have

18 coming up, we'll make sure that we have these Guides

19 available for community members.

All right. Next slide.

21 And that's all. So I'm happy to answer any

22 questions regarding our debates or our Voter Guide,

23 but, yes, we are knee deep in working through these

24 things and, one, the production of both debates and

25 Voter Guide, but also making sure that people are aware

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1 it exists and how they can engage with it. 2 CHAIRMAN KIMBLE: Thank you very much, Gina.

3 Any questions from Members of the Commission?
4 (No response.)

4 (No response.)

5 CHAIRMAN KIMBLE: Very impressive

6 undertaking. Thank you, Gina.

7 MS. ROBERTS: Thank you, Mr. Chairman. Thank

8 you, Commissioners.

9 CHAIRMAN KIMBLE: Item V on our Agenda,

 $10\,\,$ discussion and possible action on Advisory Opinion

 $11\quad 2024\mbox{-03}$ relating to the application of the definition

12 of campaign media spending in A.R.S. 16-971 to public

13 communications involving candidates, elected officials,

14 and parties.

We have an advisory opinion request filed by

16 an organization called Opportunity Arizona. The

17 questions presented involve the application of three

18 definitions of campaign media spending to a particular

19 set of public communications. As you will see in your

20 materials, staff is asking us to allow additional --

21 excuse me $\mbox{--}$ public comment on this draft ahead of the

22 deadline for responding, which is April 23rd. Tom is

 $23\,\,$ going to provide an overview of the issues in the draft

24 and then we'll take some questions.

25 Tom.

1 to -- you know, as we're looking at this, we are -- we

2 are always trying to, you know, understand the

3 regulated community's perspective and get as much

4 information as we can. That's very important to us as

5 staff members in terms of our ability to advise the

6 Commission, but it also -- you know, at the heart of

7 it, you know, this is -- the voters passed a disclosure

8 regime consistent with the First Amendment, so that's

9 sort of a premise I wanted to start with.

10 So if we could, Cathy, is that okay to go to

11 the next thing.

12 So what we tried to do in this PowerPoint, 13 which hopefully won't take too long, is outline the key

14 provisions that this particular request regards. The

15 Share the same to be a State of 16 OF1 the state of th

15 first is a provision of 16-971 that talks about a

16 publication that promotes, supports, attacks, or

17 opposes a candidate within six months preceding an

18 election involving that candidate. And we'll go

19 through, in a little bit, some examples of that.

You'll see in the draft memo that, you know,

21 look, I mean, promotes, supports, attacks, or opposes,

22 those are pretty simple terms. We think the language

23 is plain. And, in fact, the U.S. Supreme Court

 $24\,\,$ precedent on that in the case called McConnell v. FEC

25 says that those terms are, in fact -- you know, are

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MR. COLLINS: Yes. Thank you, Mr. Chairman,

2 Commissioners. So as Chairman Kimble said, and you

3 have in your materials the e-mail I sent out to the --

4 sort of the regulated community list that we have, you 5 know, we are looking for some additional comment on

6 this. I wanted to, you know, say that, you know, part

7 of the -- part of the thing here is that, you know --

8 you know, we're looking at this -- we have to look at

 $9\,\,$ this from the perspective of it's a statute, right, and

10 it has findings in it and it has language in it and

11 obviously there is a First Amendment overlay, and so

12 this is a complicated process, in part, because of ${\mathord{\text{--}}}$

13 this is a particularly -- this advisory opinion request 14 asks a lot of that process and asks for an evaluation

15 on a lot of different particular communication pieces.

But, you know, the heart of Prop 211, which,

17 you know, is obviously consistent with the First

18 Amendment -- well, it may not be obvious to everyone,

 $19\,\,$ but it's obvious under the case law and the First

20 Amendment itself, you know, is that voters ought to

21 have the ability to have information about who's vying

22 to influence their vote and they ought to be able to --23 and we ought to be able to have measures in place that

24 prevent corruption and the appearance of corruption.

25 So, you know, I think that it's important

1 clear and not vague.

2 The next provision is a provision that deals

3 with a public communication that refers to a clearly

4 identified candidate within 90 days before a primary

5 election until the time of the general election and

6 that is disseminated in the jurisdiction where the 7 candidate's election is taking place. As you'll see in

8 the letter -- in the AOR, you know, the -- you know,

9 part of the question there is, well, does that mean --

10 you know, how does that work in the -- you know, how

11 should that work and the Opportunity Arizona's concerns

12 with that. We'll talk about that more generally -- or,

13 more in a bit.

14 And then finally, activities or public

15 communications that support the election or defeat of 16 candidates of an identified political party or the

17 electoral prospects of an identified political party.

18 So those are the three subdefinitions of

19 campaign media spending we're really working with 20 today. So if you don't mind, Mr. Chairman, I think

21 probably to help deal with this it would be better if

22 we could go to the next slide where we start putting

23 these in some context here.

24

So, Cathy, if that's...

So, first question we got, basically there's

1 a number of examples that are in the letter, the AOR, 1 making barriers to voting in Arizona. So, you know, 2 and they're reproduced in this brief PowerPoint or --I've heard that if you say PowerPoint, it 4 tags you as a Gen Xer. You're supposed to say deck, 5 but I'm not sure I'm -- I don't know. What are you 6 going to do. Anyways, and we -- and like I said, we -- in 7 8 our draft we sought to apply the plain meaning of those 9 terms. 10 Cathy, if we could go to the next one. 11 So --12 COMMISSIONER CHAN: Tom, I just learned 13 something new. I think your audience here on the 14 Commission is also going to say PowerPoint, but no 15 longer. 16 MR. COLLINS: Well, just so we all know. You 17 know, I mean, I read a -- I read a -- I saw a reel 18 about it, so -- because I'm a Gen Xer and I get my 19 video shorts from reels. 20 So this first one, this is an example that 21 was included in the AOR. It says, click to send a 22 thanks to a senator for investing in housing

23 affordability. And then it says, visit Opportunity

24 Arizona to learn more. So the letter presumes, for

25 purposes of the analysis, that the -- that the

Page 40

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2 again, we would say -- in the draft we say this is an 3 attack, it's language to show that, you know, in this 4 case, Opportunity Arizona, is placed opposed to or 5 opposite the candidate's stance. You know, again, you 6 know, it's sort of the plain meaning of attack, you 7 know, it -- you know, we think that is accurate. So then the next slide -- the next slide, we 9 didn't see a candidate there, so I guess we can go to 10 the next one. Sorry. Okay. So this one is a little different, 12 we'll get one -- there's one more after this example 13 that I think is -- ties together the first two pretty 14 well, but this one is kind of a unique thing. This is 15 a tactic that Opportunity Arizona uses and says that 16 they'll continue to use called a patch call where --17 this is where you're at -- you have a person call a 18 number, the person picks up, you ask them essentially 19 do you want to talk -- you know, do you want to tell 20 Senator or Representative So-and-So, you know, whatever 21 you want to tell them about the bill -- a bill or what 22 have you, you know, that -- which the AOR assumes is a 23 public communication, and we take that assumption. 24 It's a direct solicitation to immediately contact the 25 elected official, so we saw that as not falling within

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13

1 Opportunity Arizona is looking for our advisory opinion 2 on that this senator is, in fact, a candidate and that 3 we are in the six months prior to an election involving 4 the candidate. And, you know, the sort of short bottom line, 6 and you can, you know, look more at the text, is that 7 this would promote or support a candidate because it 8 contributes to the growth or prosperity of the 9 candidate. I mean, to put -- to boil it down perhaps 10 even more simply, there's nothing more definitively 11 supporting a candidate than thanking the candidate for 12 supporting an issue. I mean, so, you know -- and 13 again, this is time -- and it's important, and the 14 draft talks about this, it's time limited by six months 15 and it's financially -- you know, you have to be at the 16 thresholds that are -- that are required before the 17 Prop 211 factors in, so... 18 Cathy. 19 So, similarly --And, Mr. Chairman, because, you know, I don't 21 always see whatever -- if anyone wants -- if you want 22 to interrupt me or whatever, just let me know, or if 23 anyone has questions.

So this is sort of the flip side of the thank

25 you. This is the, you know, tell this lawmaker to stop

And then I think the next one, Cathy, if we 3 could. So the next one, you know, this is -- this 5 is -- we do not think in the draft that this is -- that 6 this promotes, supports, attacks, or opposes a 7 candidate. It doesn't identify the candidate's

9 in fact, to the patch call, it simply directs a 10 communication to the elected official who is a

11 candidate and says -- you know, asks them to tell them 12 to protect our freedom to vote.

So you can see, the way that we have in the

8 position on the issue. It simply directs -- similar,

14 draft and as I said in my e-mail to our -- to the 15 extent I've been able to reach the regulated community 16 and I'll say here again, you know, we are obviously 17 looking for substantive comments on this particular

18 aspect. And that's, in part, because, other than the 19 AOR itself, we received zero comments about -- about

20 the PASO definition.

1 the PASO definition.

21 And the reason I want to highlight that here 22 is because I have been told, either through 23 communications or -- formal communications and

24 otherwise, that -- whether it's letters from -- you 25 know, letters, for example, that the PASO standard is

- 1 the standard people are very concerned about, that we
- 2 have understood this from -- from people who purport to
- 3 represent regulated entities under this Act. So if --
- 4 you know, obviously our goal with these advisory
- 5 opinions is to provide, you know -- well, first of all,
- 6 they cabin the Commission's discretion going forward,
- 7 and second of all, they are intended by rule to be
- 8 reliable.
- 9 So we would like to have that feedback, and
- 10 if, you know -- but we can't generate the feedback
- 11 ourselves. In other words, if this is an issue, as
- 12 it's been articulated to us over the course of the last
- 13 few months, then, you know, we would really like --
- 14 whether people like it or hate it, we would like to
- 15 hear from them as soon as possible on the draft, so --
- 16 but you can see, you know, obviously there -- under the
- 17 plain terms of the Act and the way that the two
- 18 advertisements at the beginning juxtapose with this
- 19 third, you know, you can see a very obvious bright line
- 20 between them, it's predictable, it's consistent with
- 21 the plain terms, and that's why that is what the draft
- 22 says at this point.
- 23 CHAIRMAN KIMBLE: Tom, can you hear me?
- 24 MR. COLLINS: Yes.
- 25 CHAIRMAN KIMBLE: I'm not sure I see a huge

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- 1 that to the candidate, right, or the elected official.
- 2 So to me it's the difference between promote, support,
- 3 attack, and oppose, as opposed to what the Opportunity
- 4 Arizona folks refer to as actual issue advocacy. So
- 5 one focuses on the issue; the other one, the subject is
- 6 truly -- the call to action is, Opportunity Arizona
- 7 supports this candidate/elected official and so should
- 8 you. Does that answer the question?
 - CHAIRMAN KIMBLE: Not really.
- 10 MR. COLLINS: I mean, that's -- okay. Well,
- 11 this is very important, so I'd like to -- I'd like to
- 12 hear a little more about what --
- 13 CHAIRMAN KIMBLE: Well, I don't see much
- 14 difference between protect our freedom to vote and
- 15 investing in housing affordability.
 - MR. COLLINS: Oh.
- 17 COMMISSIONER CHAN: Mr. Chairman, Tom.
- 18 CHAIRMAN KIMBLE: I think it's clear what
- 19 Opportunity Arizona wants, they want to protect our
- 20 freedom to vote.
- 21 Commissioner Chan.
- 22 COMMISSIONER CHAN: I think -- I don't know
- 23 if this will be helpful, but to me the difference is in
- 24 the one that's on screen where it says, you know, for
- 25 30 years Arizonans have voted by mail, contact this

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9

16

- 1 difference between the ad you have here, call to tell
- 2 Senator So-and-So to protect our freedom to vote, and
- 3 the one you used earlier that says, click to send a
- 4 thanks to Senator So-and-So for investing in housing
- 5 affordability. But you see a difference between those
- 6 two?
- 7 MR. COLLINS: Right. Yes. Mr. Chairman,
- 8 that's a very good question, and actually I think
- 9 that's a really -- really the question.
- 10 So what do these things have in common? They
- 11 both have desert vistas. They both are calling for
- 12 contact to the candidate or the elected official. They
- 13 both mention issues, right. So in that sense, you
- 14 know, match, match, match, match, match.
- 15 So the difference is that on the one hand the
- 16 ad is asking -- is asking you to express your support
- 17 to the candidate and also expressing Opportunity
- 18 Arizona's support for the candidate's position. The
- 19 other is not telling you anything about the candidate's
- 20 position or Opportunity Arizona's position vis-a-vis
- 21 that candidate.
- 22 So, to me, that's the difference is one is
- 23 saying, Senator Such-and-Such did a thing Opportunity
- 24 Arizona likes, express support; the other one is
- 25 saying, here is an issue, we support the issue, express

- 1 senator to tell her to protect our freedom to vote,
- 2 without naming which position the senator has taken,
- 3 versus the earlier one where it says, thank this person
- 4 for voting this way, indicates that the senator -- or,
- 5 I don't remember if it was a senator or representative
- $\ensuremath{\text{6}}$ in the other example -- indicates that legislator's
- $7\,$ position. Tom, is that the distinction between the
- 8 two?
- 9 MR. COLLINS: Yes. Yes. Yes. That's
- 10 exactly -- Mr. Chairman, Commissioner Chan, yes. The
- 11 distinction is -- so just to put this in terms of the
- 12 statute, the statute says promote, support, attack, or 13 oppose a candidate within six months of an election
- 14 where they're going to appear, okay. So, thank you,
- if where ency it going to appear, only. 50, chain you
- 15 Senator X, is an -- is a -- is a -- for your position 16 on Issue X is a direct expression of support for the
- 17 candidate in relation to the issue, and therefore it is
- 18 supporting the candidate.
- 19 Exactly as Commissioner Chan said, these may
- 20 optically look very similar -- and I agree with you,
- 21 Chairman, that probably Opportunity Arizona's view on
- 22 this is understood, but the difference is, is it
- 23 promote, support, attack a candidate.24 Here we stipulate that this is a candidate,
- 25 but we're not identifying -- we're not telling -- we're

Page 46 Page 48 1 not calling to thank Senator B for their position on How -- what we hope to do -- and if we don't 2 voted by -- on vote by mail or any other thing. We're 2 -- if we aren't there yet, obviously that's part of the 3 just saying -- we're just saying the issue. We're 3 issue and that's part of the reason we are obviously 4 saying, call Senator So-and-So and tell her you support 4 seeking additional feedback about that. So what we're 5 this issue, but the plain language of this piece does 5 trying to do with this AO is at least provide a 6 not take a position upon whether or not Senator B, as 6 sufficient -- you know, sufficient information, to your 7 opposed to Senator A, is doing good, bad, or 7 point, Commissioner Paton, that, you know, someone can 8 indifferent. It's not expressing support for the 8 pick it up and know where they are -- and this, I 9 candidate at all. It doesn't talk about the candidate; 9 guess, answers both of your questions, Mr. Chairman --10 it's talking about the issue. 10 know where they are and not have to feel like they have So to me that's the line. So you can do 11 to ask us again, right, that's the goal. 12 something that, you know, on a surface level looks very 12 So if we're not there, that's the purpose of 13 similar, but, you know, it is -- it is -- it is the 13 this extra month -- or, not extra month. We're still 14 statute that overlays that says promote, support a 14 within the rule timeline, but that's the purpose of 15 candidate within six months. This one is promoting or 15 this discussion. 16 supporting something, obviously I agree with that, it's 16 COMMISSIONER PATON: Okay. So you think --17 just it's promoting or supporting the protection of the 17 COMMISSIONER MEYER: Mr. -- oh. 18 freedom to vote. COMMISSIONER PATON: I mean, just to -- so 18 19 So obviously we have more time on this, and 19 you think there is a black and white thing here in 20 that's part of the reason we wanted -- because this is 20 that, whereas with us --21 complex, we wanted to build in this additional time for 21 MR. COLLINS: Right. 22 additional comment, but, you know, that's sort of the 22 COMMISSIONER PATON: -- we're thinking that's 23 -- it really is in the language, it's what's the object 23 kind of very, very blurry. And, I don't know, I'm not 24 of the communication. I don't know if that -- if 24 a lawyer and, you know, I know that -- I mean, if you 25 that's -- if that's getting closer, Mr. Chairman. 25 think there's a distinction, I guess -- to me, I agree Page 47 Page 49 CHAIRMAN KIMBLE: Well, I see a slight 1 with the Chairman that I feel -- I feel like I'm not 2 difference. I don't know that I see much of a 2 sure I could justify that little difference, I guess. 3 distinction. This seems like this is going to lead to

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MR. COLLINS: Well, sure. No. Mr. Chairman,
 4 arguments down the line about did we go over this line
                                                            4 Commissioner Paton, I hear what you're saying. I mean,
 5 or not, because I -- I just don't see a huge difference
                                                            5 the other way to think about this is, and this would be
 6 here that -- I don't know how else to explain it, but
                                                            6 for your consideration as we move along, would you
7 I'm not persuaded that they're that --
                                                            7 think that the line that you would draw would be
             MR. COLLINS: That's fair. I mean,
                                                            8 inclusive, such that this one that is on the screen now
8
9 Mr. Chairman, I think that's --
                                                            9 would be considered promoting -- promoting or
             COMMISSIONER PATON: Tom.
                                                           10 supporting or opposing or attacking a candidate within
10
11
             MR. COLLINS: Yes. Sorry.
                                                           11 six months of the election, or do you think that you
             COMMISSIONER PATON: This is
                                                           12 would draw the line so that --
                                                                         COMMISSIONER PATON: I think they should both
13 Commissioner Paton. I would echo the Chairman's
                                                           13
14 position. I think that this kind of opens up a
                                                           14 be disallowed.
15 free-for-all where we're going to be referee for like
                                                           15
                                                                         MR. COLLINS: They should both be -- they
16 hundreds of items.
                                                           16 should both trigger the campaign media spending
                                                           17 definition?
17
             MR. COLLINS: Well, so to -- if I may,
18 Mr. Chairman, if I should -- I don't know if I
                                                           18
                                                                        COMMISSIONER PATON: Right.
19 should -- if I could go to Commissioner Paton's
                                                           19
                                                                         MR. COLLINS: Okay. Okay. All right.
20 question first.
                                                           20 Well --
21
                                                           21
             CHAIRMAN KIMBLE: Of course.
                                                                         COMMISSIONER PATON: Right.
22
             MR. COLLINS: I mean, I think,
                                                           22
                                                                         MR. COLLINS: Okay. Well, I mean, from my
23 Commissioner Paton, you're right. I mean, the reality
                                                           23 point of view, Mr. Chairman --
24 is that the Act makes the Commission the referee of
                                                           24
                                                                         COMMISSIONER PATON: I mean, I'm sure -- and
25 that. That's what we've been asked to do.
                                                           25 then I'm sure they could find another -- another way to
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1 try to come up to the line too, I guess, but -- I
                                                                         MR. COLLINS: As I read their comment, they
 2 understand you've got language that you think is cut
                                                             2 did not touch this issue at all.
 3 and dried, but for us, I guess, a layman, it's really
                                                                          CHAIRMAN KIMBLE: Okay. I mean, their
 4 hard to tell the difference. And these people, this is
                                                             4 general tone is more things should be -- should be
 5 their business, and they -- and I just -- I see
                                                             5 covered than fewer.
 6 arguments all over that, so --
                                                                          MR. COLLINS: To that point, Mr. Chairman,
             MR. COLLINS: Sure. Well, Mr. Chairman,
                                                             7 yeah. I read their comment as focused on the second
 8 Commissioner Paton, I take that point and I think
                                                             8 question, which has to do with the 90-day clearly
9 that -- I mean, again, like that's part of the reason
                                                             9 identified candidate standard.
10 we wanted to make sure -- I mean, what we've done in
                                                            10
                                                                          Certainly, given our call to have people
11 the past with these other AOs -- I just want to draw a
                                                            11 focus on this specific textual language, that call
12 -- just kind of point out where we are procedurally.
                                                            12 includes the Campaign Legal Center if they want to
13 With the other AOs that were more discrete and focused
                                                            13 provide that, as well as every other person. I mean,
14 on -- more on the text of the actual statute and
                                                            14 I -- but I didn't -- I -- you know, I reviewed that
15 focused on a discrete question, we were able to do this
                                                            15 letter several times and, yeah, I agree with you that,
16 in one meeting without a problem.
                                                            16 both in their prior communications and in this one with
17
             This one we knew, because of the volume of
                                                            17 respect to the 90-day statute we'll talk about next,
18 material that Opportunity Arizona wanted reviewed, and
                                                            18 they are in favor of more disclosure rather than less.
19 in addition the fact that we had, like I said, heard --
                                                            19 It's not -- I don't -- I mean, obviously, given the
20 to your point, heard that this particular aspect of the
                                                            20 context here, I'm not in a position to sort of ask them
21 statute is something people wanted to talk about, and
                                                            21 why they chose to focus on one aspect of the AOR versus
22 yet received no additional comment about it from anyone
                                                            22 another, but, you know, maybe we'll get something from
23 in the regulated community, is exactly -- your
                                                            23 them on this -- on this second round, and other people
24 questions are precisely highlighting why we're doing it
                                                            24 too hopefully.
                                                            25
                                                                          CHAIRMAN KIMBLE: Okay. Any more comments on
25 this way. And so I think --
                                                 Page 51
                                                                                                              Page 53
             COMMISSIONER PATON: Yeah.
                                                             1 this issue before we let Tom move on?
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1 MR. COLLINS: -- as staff, I mean, our --3 what I take as the direction on that is we need to --4 we need to think about that from -- through those 5 issues and be in a position to have a better answer for 6 both you and Commissioner Kimble. So that would be the 7 direction I take from that. COMMISSIONER PATON: I mean, I would say -- I 8 9 would say that if they're advocating for an issue and 10 they're mentioning the candidate within six months of 11 the election, maybe that's like -- that's a cutoff 12 that's very apparent, right? MR. COLLINS: Mr. Chairman, 13 14 Commissioner Paton, yes, that's right. I mean, if that 15 was the standard, that would be -- that would be a 16 black letter or bright line, whatever the right term 17 for that, yes. 18 CHAIRMAN KIMBLE: Tom, there's a -- there's a 19 lengthy comment that you've included here from the 20 Campaign Legal Center --

CHAIRMAN KIMBLE: -- which I've read a couple

COMMISSIONER CHAN: I thought 3 Commissioner Meyer might have had a comment, 4 Mr. Chairman. CHAIRMAN KIMBLE: Commissioner Meyer. COMMISSIONER MEYER: Sure. Thank you. I 7 guess, going back to the comments that 8 Commissioner Kimble and Commissioner Paton had and 9 Commissioner Chan, I see the distinction. And I guess, 10 you know, the more time I look at this and spend 11 thinking about this the greater -- or, the easier it is 12 for me to see that distinction. 13 So I think, you know, as this sort of 14 develops and matures and people are working with this 15 rule, they'll understand that -- I think, you know, the 16 first -- the first issue -- the first slide that you 17 showed was, hey, you know, thank your congressperson 18 because they did a great job on this. And then the 19 second one is basically, hey, call your congressperson 20 about this issue. It's not trying to influence them at 21 all. And to me, that's -- you know, the more time I 22 spend with this, the more -- the more I see a 23 distinction. 24 And so I think, you know, at first it 25 seems -- at least to me, at first it seemed like more

MR. COLLINS: Yeah.

23 times. And is it possible for you to say what their

24 feelings are on this question that we're talking about

21

22

25 now?

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$\operatorname{\textbf{Page}}$ 54 $1$ of a gray area. But the more time I spend thinking
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2 about this and hearing you talk about it, it becomes 3 more distinct for me. And I think -- or, hope that

4 that's the impact or the way others reading this would

t that's the impact of the way others reading this would

5 eventually learn to interpret it and I think that there

 $\,$ 6 $\,$ would be less, you know, confusion than maybe we $\,$

7 initially think. That's all I wanted to say.

8 CHAIRMAN KIMBLE: Okay. Thank you,

9 Commissioner Meyer. That was helpful.

10 Any other comments before we move on?

11 (No response.)

12 CHAIRMAN KIMBLE: Okay. Tom.

13 MR. COLLINS: Thank you.

Cathy, can we go to the next.

15 Okay. So Question 2 focuses on the section

16 of the Act that talks about this sort of clearly

17 identified candidate term, which is a term in Title 16,

18 Chapter 6, Article 1 that, although we don't -- the

19 actual definition is not in 6.1, it's a term of art

20 that we think is -- we're sort of -- we are bound by

21 case law, and we'll talk about it in a minute.

22 But basically that -- this is where we're

23 talking about the kind of an advertisement that would

24 say -- you know, that would essentially, you know,

25 refer to a clearly identified candidate within the 90

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1 here. So does that mean, if we go back to the prior

2 slide, that this slide would be treated differently at

3 the, you know, six-month stage as opposed to the 90

4 days simply because it has a reference to, you know,

5 essentially say call your congressman in it?

MR. COLLINS: Mr. Chairman,

7 Commissioner Meyer, the statutes are different and use

8 different words for different time frames. So I'm not

9 sure that I can say, because I can't remember if we

10 actually reached the question whether or not that

11 particular advertisement would be within the 90 days.

12 I'm not sure I'm in a position to say that right now.

13 But I can tell you that there are going to be public

is but I can tell you that there are going to be public

 $14\,$ communications that at six months are not campaign

15 media spending, that very well could be at 90 days,

16 because we're capturing a broader set under the terms
17 of the -- terms of the statute, a broader set of public

17 of the -- terms of the statute, a broader set of publ

18 communications at 90 days than we are at six months.

19 COMMISSIONER MEYER: Thank you.

20 CHAIRMAN KIMBLE: Thank you,

21 Commissioner Meyer.

22 Okay. Tom.

23 MR. COLLINS: So trying to anticipate some of

 $24\,$ the discussion, I wanted to here highlight some of

25 Opportunity Arizona's arguments. Whether or not, you

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 $1\,$ days before their election cycle starts -- or, their

2 election, rather. So that -- this is the kind -- and

3 we'll go through some of this. But, for example, a

4 thing that might not be a -- promote, support, attack,

5 or oppose a candidate in the six months, within the 90 6 days that referral to the candidate might be -- might

7 kick in.

8 So, in other words, if you think about this

9 on a timeline, the two issues -- and this is something

10 maybe we need to focus on in the draft a little bit.

11 But if you think about this on a time continuum, prior

12 to six months you're in one space. At six months,

13 you're at this PASO standard. At 90 days, when voters $\,$

14 are going to be most focused and most interested in

15 what -- how their vote is sought to be influenced and

 $16\,\,$ the other values of the campaign finance laws that are

17 there -- as you get to 90 days, it's the referral to

18 the clearly identified candidate. So you're going from

19 promote at six months to refer at 90 days on that

20 continuum. So --

21 COMMISSIONER MEYER: Mr. Chairman.

22 Mr. Chairman.

23 CHAIRMAN KIMBLE: Commissioner Meyer.

24 COMMISSIONER MEYER: Apologies for

25 interrupting, but I just -- I just want to jump in

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1 know, I captured -- I hope I've captured this with some 2 accuracy, you know. Basically their point is a mere

3 reference to the individual should not automatically

4 take a public communication and turn it into one that

5 refers to a clearly identified candidate.

6 I wonder if that's a quote. Because if it's

7 a musta it la Irind of

7 a quote, it's kind of --

8 Well, anyways -- anyways, so that essentially

9 is their position, like, look, if we -- if we make a

10 reference to a clearly identified candidate, it should

11 be a reference to a candidate as a candidate. In other

12 words, it should -- clearly identified, in their view,

13 should be the -- you know, refers to a person as

14 Senator Such-and-Such, a candidate for governor, or,

15 you know, that kind of -- that kind of thing. It needs

16 to call out, in the view of Opportunity Arizona, the

17 fact of this person's candidacy in order to trigger a

18 campaign media -- campaign media spending event, if you

19 will.

20 And I want to make clear, it's a good time to

21 make it clear, none of this stops anyone from talking.

22 This is -- none of this is -- none of this is -- you

23 know, I've heard in the regulated community the word

24 violate Prop 211 to mean, well, when we have -- when we 25 have to report. That's -- that is -- you know, that is

1 -- to coin a phrase, that is misinformation about what 2 it takes to violate Prop 211. Complying with Prop 211 3 is not violating Prop 211, so --

And then the other thing Opportunity Arizona 5 says is, look, we want to do what we see as issue 6 advocacy. And if we have to think about whether or not

7 this person is clearly identified as -- other than

8 labeled by us as a candidate, that's going to be a

9 problem for us.

10 So we can go to the next slide.

So that, for us -- from a staff perspective, 12 our point of view on this is essentially we already

13 have this term defined by case law in Arizona in a case

14 where there was an advertisement involving a person who

15 was running for one office, who then -- who at that

16 time occupied another office. So the advertisement did

17 not mention the office that that person was running

18 for; it only mentioned the office they were currently

19 occupying.

20 And the Court of Appeals, in a case that was 21 reported that's not over -- been overruled, basically

22 explained that, no, clearly identified candidate means

23 to -- the information identified actually in 16-901(9),

24 you know, name, photograph, drawing that appears, and

25 the identity -- the identity of the candidate is

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1 political party or the electoral prospects of an

2 identified political party. So, you know, in these we

3 have three examples we'll go through here, and then

4 we'll have -- and then we'll talk a little bit more

5 about the pitch call or whatever it is, patch call.

So here -- okay. So here we have the

7 question really -- we understood the question to focus

8 on the electoral prospects of an identified political

9 party. Here, on the communication on my left, which I

10 don't know if that's your left, you know, has a

11 headline from Salon.com describing -- you know, saying,

12 Arizona GOP advances voting bills inspired by

13 conspiracy theories, but the call to action there is

14 e-mail the lawmaker or candidate.

15 And so, you know, our assessment at this

16 point was that this -- you know, so we've already said 17 we think this attacks the senator, but we don't see

18 this as being about the electoral prospects of the

19 identified political party because that headline is

20 there to serve to provide context for the call to

21 action.

22 The second one is a little easier because

23 there's no concurrent candidate mentioning, right, it's

24 just a list of criticisms that are denominated at the

25 Republican -- at Republicans.

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1 otherwise apparent by unambiguous reference. So what

2 the court said was, it's unnecessary for the

3 advertisement to further identify the position being

4 sought. So despite the fact the ad in that case

5 involved a Republican running for Attorney General and

6 only referred to him as a Superintendent of Public

7 Instruction, that was, nevertheless, a clearly

9 So we think that question of how that should 10 be treated is handled by the case law. You know, if

11 there are -- again, since we are soliciting additional

13 obviously that would be helpful to hear.

14 So I don't know if we have anything else on

16 next slide just to see.

17 Okay. So that's all I have on Ouestion 2,

19 I'll go on to Question 3.

20

21 Tom on Question 2?

22

23 CHAIRMAN KIMBLE: Okay. Go ahead, Tom.

MR. COLLINS: Okay. So Question 3, support

25 the election or defeat of candidates of an identified

8 identified candidate.

12 comments, if there's reasons why that's not so,

15 this one. I don't know. Cathy, could we go to the

18 Mr. Chairman. I'm going to -- with your permission,

CHAIRMAN KIMBLE: Okay. Any questions for

(No response.)

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In case it's not self-evident, I mean, 2 Opportunity Arizona seems to tend to favor policies of

3 one party over the other.

And then -- but then if you read through all

5 the language and you take it together, it is driving

6 people to find out about the Republican Legislature

7 from Opportunity Arizona. So, you know -- so our

8 thought on that was, well, you know, again, is it -- is

9 it -- you know, it's a -- to get to the electoral

10 prospects of the Republican Legislature, you have to

11 get -- you have to do two steps, not one, right.

12 There's two steps. There's a step of you have to first

13 join Opportunity Arizona, and then they're going to

14 find -- and then they're going to find more.

15 Now, you might say, well, tax breaks for 16 private jet owners, giveaways for big business, and

17 rigging the system for the elite are obviously critical

18 of the policies of whatever party you're using those

19 kind of terms to refer to. But in this particular

20 case, you know -- you know, we think that the context

21 matters, and the call to action here is to -- is to

22 become a member or get information from Opportunity 23 Arizona. You know, that may ultimately mean that you

24 get information from Opportunity Arizona or someone

25 else that is -- that is supporting or defeating the

Page 62 Page 64 1 electoral prospects of an identified party, but this is 1 talk about it. But, you know, the best we can do, and 2 the invitation to that. And I think -- and we saw --2 our hope as we go forward here, is to be in a position 3 in the draft we saw a distinction there. Again, open 3 to, you know, have a process that will ultimately lead 4 to additional comment. 4 to some answers that folks can rely on. That's what So then, Cathy, if we could. 5 the rule talks about. Then on the next slide we do the patch call. And then secondly, I think that -- I'm 7 And again, we think that because this -- although 7 hopeful that folks -- and there are some folks who 8 there's a reference to party, you know, we just -- we 8 don't appear, but do listen to our meetings on YouTube 9 and other places -- will see that the Commission is 9 maintain the same point of view as we had on the other 10 matter that this was evaluated under, which is this is 10 engaged specifically in analyzing the text of this Act 11 a narrow form of communication directly to a person who 11 and its application. And I think that -- so from my 12 picks up the phone at the office of the elected 12 perspective as a staff member, this is precisely the 13 official. 13 kind of conversation you want to have to do this. So I think that's -- I think that that is --So, yes, Mr. Chairman, I appreciate the 15 I think that is all we have. Yeah, that is all we have 15 preparation all of you obviously put into understanding 16 on those. So, anyway, Mr. Chairman, I don't know if 16 this to have these questions ready. 17 there are -- if there are additional questions on these 17 CHAIRMAN KIMBLE: So any other questions, 18 at this point, I'm happy to try to answer those. 18 comments from Commissioners? 19 CHAIRMAN KIMBLE: Well, I just wanted to 19 COMMISSIONER CHAN: Mr. Chairman, I do have a 20 clarify one point. So the ad with the Salon headline 20 question for Tom. CHAIRMAN KIMBLE: Commissioner Chan. 21 would be covered; the tax breaks for private jet owners 21 22 would not? 22 COMMISSIONER CHAN: Based on -- based on the 23 MR. COLLINS: We think the ad with the Salon 23 questions raised by some of the Commissioners, Tom, and 24 headline would be covered because of the reference to 24 your comments regarding taking more time, are -- should 25 the candidate, not because of the reference to 25 we vote on this as a Commission today? Do we need to Page 65 Page 63 1 wait and see if others from the regulated community are 2 going to weigh in? I feel like time is of the essence CHAIRMAN KIMBLE: Right. 3 because of the elections coming, but --MR. COLLINS: Yeah.

```
1 Republicans.
 2
             CHAIRMAN KIMBLE: But the tax breaks for
                                                                         MR. COLLINS: Right. So, Mr. Chairman, if I
 5 private jet owners would not be covered?
                                                             5 may.
             MR. COLLINS: Yes. It could be, if you -- if
                                                                         CHAIRMAN KIMBLE: Yes, Tom.
7 it was -- if it had different language, but the
                                                             7
                                                                         MR. COLLINS: Two points on that.
 8 language there --
                                                             8 Number one, we have a deadline imposed on -- that the
9
             CHAIRMAN KIMBLE: Right. But as it stands
                                                             9 Rule imposes on us of either issuing an opinion or
10 here.
                                                            10 explaining why we're not issuing an opinion of
11
             MR. COLLINS: Yeah.
                                                            11 April 23rd. We're currently scheduled to meet on
             CHAIRMAN KIMBLE: And the patch call would
                                                            12 April 18th.
13 not be covered?
                                                            13
                                                                         The staff's recommendation is to at least --
14
             MR. COLLINS: Correct.
                                                            14 is to have, in order to allow us to process it and work
15
             CHAIRMAN KIMBLE: Okay. Thank you.
                                                            15 with it, to have additional written comments due by
16
             Any other questions, comments from
                                                            16 April 5th. And staff's further recommendation is that
17 Commissioners?
                                                            17 the Commission formalize that in a vote, that the
18
             (No response.)
                                                            18 Commission formally vote to request additional written
19
             CHAIRMAN KIMBLE: Boy, I feel like we're
                                                            19 comments between now and April 5th.
                                                            20
20 wading through some pretty tall legal grass here.
                                                                         COMMISSIONER CHAN: Okay. Mr. Chairman.
21
                                                            21
             MR. COLLINS: Well, Mr. Chairman, yeah. I
                                                                         CHAIRMAN KIMBLE: Commissioner Chan.
22 mean, that's exactly right. I mean, this is -- this is
                                                            22
                                                                         COMMISSIONER CHAN: In that case, I would
                                                            23 move that the Commission officially seek additional
23 a -- like I said, this is a hefty request that -- and
24 that's part of the reason why we wanted to break this
                                                            24 comment on this draft advisory opinion -- or, the
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25 into a couple of different meetings to talk about --

25 advisory opinion request prior to the next -- by

Fu	olic Meeting		6669		
	Page 66		Page 68		
1	April 5th.	1	public. Action taken as a result of public comment		
2	CHAIRMAN KIMBLE: By April 5th. Thank you.	2	will be limited to directing staff to study the matter		
3	Is there a second to Commissioner Chan's	3	or rescheduling the matter for further consideration		
4	motion?	4	and decision at a later date or responding to		
5	COMMISSIONER PATON: This is Paton. Yes,	5	criticism. Please limit your comment to no more than		
6	I'll second that.	6	two minutes.		
7	CHAIRMAN KIMBLE: Okay. It's been moved and	7	Does any member of the public wish to make		
8	seconded that we'll take additional comment through	8	comments at this time or does any member of the public		
9	April 5th on on these matters. I'll call the roll.	9	on Zoom wish to make a comment? I don't see anyone.		
10	Commissioner Chan.	10	Cathy, are you aware of anyone?		
11	COMMISSIONER CHAN: Aye.	11	MS. HERRING: There are not any members of		
12	CHAIRMAN KIMBLE: Commissioner Meyer.	12	the public.		
13	COMMISSIONER MEYER: Aye.	13	CHAIRMAN KIMBLE: Okay. Thank you. The		
14	CHAIRMAN KIMBLE: Commissioner Paton.	14	public may also send comments to the Commission by		
15	COMMISSIONER PATON: Aye.	15	e-mail at ccec@azcleanelections.gov.		
16	CHAIRMAN KIMBLE: Commissioner Titla.	16	At this time, I would entertain a motion to		
17	COMMISSIONER TITLA: Aye.	17	adjourn.		
18	CHAIRMAN KIMBLE: And Chair votes aye.	18	COMMISSIONER CHAN: Mr. Chairman, I move we		
19	The motion is approved 5-to-nothing.	19	adjourn.		
20	Thank you, Tom. Thank you, Commissioners.	20	CHAIRMAN KIMBLE: Thank you,		
21	Item VI. Commissioners, you all should have	21	Commissioner Chan.		
22	had the chance to review the dates that Paula has	22	Is there a second?		
23	proposed for our future meetings. Just to be clear,	23	COMMISSIONER MEYER: I'll second.		
24	they are April 18th, May 30th, June 27th, July 25th,	24	COMMISSIONER PATON: This is Paton.		
25	and August 29th.	25	CHAIRMAN KIMBLE: Thank you,		
	Page 67		Page 69		
1	Is there any discussion on this? If not, do	1	<u> </u>		
2	we have a motion to approve these meeting dates?	2	I will call the roll on the motion to		
2 3	we have a motion to approve these meeting dates? COMMISSIONER CHAN: Mr. Chairman, I move we	2	I will call the roll on the motion to adjourn. Commissioner Chan.		
2 3 4	we have a motion to approve these meeting dates? COMMISSIONER CHAN: Mr. Chairman, I move we approve the meeting dates, the proposed meeting dates.	2 3 4	I will call the roll on the motion to adjourn. Commissioner Chan. COMMISSIONER CHAN: Aye.		
2 3 4 5	we have a motion to approve these meeting dates? COMMISSIONER CHAN: Mr. Chairman, I move we approve the meeting dates, the proposed meeting dates. CHAIRMAN KIMBLE: Thank you,	2 3 4 5	I will call the roll on the motion to adjourn. Commissioner Chan. COMMISSIONER CHAN: Aye. CHAIRMAN KIMBLE: Commissioner Meyer.		
2 3 4 5 6	we have a motion to approve these meeting dates? COMMISSIONER CHAN: Mr. Chairman, I move we approve the meeting dates, the proposed meeting dates. CHAIRMAN KIMBLE: Thank you, Commissioner Chan.	2 3 4 5 6	I will call the roll on the motion to adjourn. Commissioner Chan. COMMISSIONER CHAN: Aye. CHAIRMAN KIMBLE: Commissioner Meyer. COMMISSIONER MEYER: Aye.		
2 3 4 5 6 7	we have a motion to approve these meeting dates? COMMISSIONER CHAN: Mr. Chairman, I move we approve the meeting dates, the proposed meeting dates. CHAIRMAN KIMBLE: Thank you, Commissioner Chan. Is there a second?	2 3 4 5 6 7	I will call the roll on the motion to adjourn. Commissioner Chan. COMMISSIONER CHAN: Aye. CHAIRMAN KIMBLE: Commissioner Meyer. COMMISSIONER MEYER: Aye. CHAIRMAN KIMBLE: Commissioner Paton.		
2 3 4 5 6 7 8	we have a motion to approve these meeting dates? COMMISSIONER CHAN: Mr. Chairman, I move we approve the meeting dates, the proposed meeting dates. CHAIRMAN KIMBLE: Thank you, Commissioner Chan. Is there a second? COMMISSIONER PATON: This is Paton. I'll	2 3 4 5 6 7 8	I will call the roll on the motion to adjourn. Commissioner Chan. COMMISSIONER CHAN: Aye. CHAIRMAN KIMBLE: Commissioner Meyer. COMMISSIONER MEYER: Aye. CHAIRMAN KIMBLE: Commissioner Paton. COMMISSIONER PATON: Aye.		
2 3 4 5 6 7 8 9	we have a motion to approve these meeting dates? COMMISSIONER CHAN: Mr. Chairman, I move we approve the meeting dates, the proposed meeting dates. CHAIRMAN KIMBLE: Thank you, Commissioner Chan. Is there a second? COMMISSIONER PATON: This is Paton. I'll second it.	2 3 4 5 6 7 8	I will call the roll on the motion to adjourn. Commissioner Chan. COMMISSIONER CHAN: Aye. CHAIRMAN KIMBLE: Commissioner Meyer. COMMISSIONER MEYER: Aye. CHAIRMAN KIMBLE: Commissioner Paton. COMMISSIONER PATON: Aye. CHAIRMAN KIMBLE: Commissioner Titla.		
2 3 4 5 6 7 8 9	we have a motion to approve these meeting dates? COMMISSIONER CHAN: Mr. Chairman, I move we approve the meeting dates, the proposed meeting dates. CHAIRMAN KIMBLE: Thank you, Commissioner Chan. Is there a second? COMMISSIONER PATON: This is Paton. I'll second it. CHAIRMAN KIMBLE: Thank you,	2 3 4 5 6 7 8 9	I will call the roll on the motion to adjourn. Commissioner Chan. COMMISSIONER CHAN: Aye. CHAIRMAN KIMBLE: Commissioner Meyer. COMMISSIONER MEYER: Aye. CHAIRMAN KIMBLE: Commissioner Paton. COMMISSIONER PATON: Aye. CHAIRMAN KIMBLE: Commissioner Titla. COMMISSIONER TITLA: Aye.		
2 3 4 5 6 7 8 9 10 11	we have a motion to approve these meeting dates? COMMISSIONER CHAN: Mr. Chairman, I move we approve the meeting dates, the proposed meeting dates. CHAIRMAN KIMBLE: Thank you, Commissioner Chan. Is there a second? COMMISSIONER PATON: This is Paton. I'll second it. CHAIRMAN KIMBLE: Thank you, Commissioner Paton.	2 3 4 5 6 7 8 9 10 11	I will call the roll on the motion to adjourn. Commissioner Chan. COMMISSIONER CHAN: Aye. CHAIRMAN KIMBLE: Commissioner Meyer. COMMISSIONER MEYER: Aye. CHAIRMAN KIMBLE: Commissioner Paton. COMMISSIONER PATON: Aye. CHAIRMAN KIMBLE: Commissioner Titla. COMMISSIONER TITLA: Aye. CHAIRMAN KIMBLE: Chair votes aye.		
2 3 4 5 6 7 8 9 10 11 12	we have a motion to approve these meeting dates? COMMISSIONER CHAN: Mr. Chairman, I move we approve the meeting dates, the proposed meeting dates. CHAIRMAN KIMBLE: Thank you, Commissioner Chan. Is there a second? COMMISSIONER PATON: This is Paton. I'll second it. CHAIRMAN KIMBLE: Thank you, Commissioner Paton. It's been moved and seconded that these	2 3 4 5 6 7 8 9 10 11 12	I will call the roll on the motion to adjourn. Commissioner Chan. COMMISSIONER CHAN: Aye. CHAIRMAN KIMBLE: Commissioner Meyer. COMMISSIONER MEYER: Aye. CHAIRMAN KIMBLE: Commissioner Paton. COMMISSIONER PATON: Aye. CHAIRMAN KIMBLE: Commissioner Titla. COMMISSIONER TITLA: Aye. CHAIRMAN KIMBLE: Chair votes aye. We are adjourned. Thank you very much.		
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1 STATE OF ARIZONA )
                      ) ss.
2 COUNTY OF MARICOPA )
             BE IT KNOWN that the foregoing proceedings
5 were taken by me; that I was then and there a Certified
 6 Reporter of the State of Arizona; that the proceedings
7 were taken down by me in shorthand and thereafter
8 transcribed into typewriting under my direction; that
9 the foregoing pages are a full, true, and accurate
10 transcript of all proceedings had and adduced upon the
11 taking of said proceedings, all to the best of my skill
12 and ability.
14
             I FURTHER CERTIFY that I am in no way related
15 to nor employed by any of the parties hereto nor am {\tt I}
16 in any way interested in the outcome hereof.
17
18
             DATED at Tempe, Arizona, this 29th day of
19 March, 2024.
20
21
22
23
                       Kathryn A. Blackwelder, RPR
                       Certified Reporter #50666
24
25
```

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