THE STATE OF ARIZONA
CITIZENS CLEAN ELECTIONS COMMISSION

REPORTER'S TRANSCRIPT OF PUBLIC MEETING

Phoenix, Arizona
September 28, 2017
9:30 a.m.

COASH & COASH, INC.
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CHAIRMAN TITLA: Abstain?

(No response.)

CHAIRMAN TITLA: Opposed?

(Chorus of ayes.)

All in favor say aye.

Paton.

CHAIRMAN TITLA: Second by Commissioner Paton.

CHAIRMAN TITLA: Mr. Chairman?

MR. COLLINS: Yes. Commissioner --

Chairman Titla, Commissioners, just real quick, we had -- the National Voter Registration Day was Tuesday, and we partnered with the ASU undergraduate student government and hosted a voter registration event there.

We previewed -- or didn't really preview.

We launched -- well, we didn't -- we already launched.

So, I guess -- what's the word I'm looking for? We used. We used our chatbot as part of a civics trivia opportunity for students to test their knowledge, and that was very popular. We think we registered somewhere between 40 and 50 voters which is nice. And we distributed voter education materials for the same event to Yuma and the Arizona Center for Disability Law.

The -- I think the whole thing was -- was a really great opportunity for us, and I think the chatbot is really an exciting way we're engaging -- you know, we've talked about this at our roundtable, but we're engaging Gen Z and millennials.
Finally, there's an update there. Last week the Republic -- well, Secretary Reagan, I should say, reported on reports she had received from the U.S. Department of Homeland Security which seemed to provide a little more detail to the -- what happened last -- or summer of 2016. You may recall that E-Qual and -- well, the voter registration system itself and then because of that E-Qual, we were offline. We had some meetings -- at least one meeting to address that.

So that summary is designed to keep you as up to date as we can, as far as the information the Secretary's office has put out, along with the background from what happened in 2016 there. So that's there for your -- your information. I don't really have a lot to add to it other than, I guess, the best way to understand, at least from what I can tell the DHS notice is that it seems to be sort of an official confirmation and perhaps provides more detail through the Secretary's office, but DHS has made clear that it will be up to each Secretary to provide whatever detail they think is necessary.

But, you know, I think that the most important point to take away is that really important from a -- from our perspective, obviously, we have an interest in the voter registration system because of the Secretary's office has stressed, which I think is terribly important. And I think the other thing that the Secretary's office has put out, along with the DHS notice is that it seems to be sort of an official confirmation and perhaps provides more detail through the Secretary's office, but DHS has made clear that it will be up to each Secretary to provide whatever detail they think is necessary.

E-Qual and because of our packet and all those other things, but from a voter perspective, which is the other part of our mandate in working with voters, the two -- the two takeaways that I think are most important is that, number one, the Secretary's office has said all along and continues to say that there was no breach of the system that actually occurred, which I think is terribly important. And I think the other thing that the Secretary's office has stressed, which I think is equally important to stress for us, is that none of this involved election results. We're talking about an effort to try to backdoor your way into a voter registration system that's got nothing to do with the actual results of elections. And I think that those two messages which the Secretary has communicated are equally important for you to be aware of and for us to communicate.

So unless you have any questions, that completes my executive director's report.

Chairman Titla: Any questions for Mr. Collins, Commissioners?

COMMISSIONER PATON: I have a question. Mr. Collins, Commissioners?

COMMISSIONER PATON: I think that -- I think it's -- I don't think it's -- I don't think it's out of line at this point. The thing is that -- well, I don't know -- well, Sara, do you want to get up and address that? It might be easier.

I'd defer to Sara on that question.

MS. LARSEN: Chairman, Commissioner Paton, I would say that it's on average. We really won't know until probably the spring sometime really what a good idea the number of participating candidates that we're really going to have. So these are people who are just interested in just getting going on the process. We don't know how many are actually going to apply for funding and how many will be funded, but I would say that it's a good start on the participating numbers.

COMMISSIONER PATON: So initially they -- what do they do to tell you that they're kind of interested?

MS. LARSEN: Chairman, Commissioner Paton, how they tell us that they're interested is they file an application for certification to be a participating candidate.

COMMISSIONER PATON: Okay.

MS. LARSEN: So they actually take an active step to say I want to be a Clean Elections candidate and that's how I'm going to fund my campaign. And that's how I'm going to fund my campaign.

COMMISSIONER PATON: So whether they follow through will happen later?

MS. LARSEN: Right. It will, you know, depend on how many actually qualify to be on the ballot. So they still have collect their petition signatures and qualify to be on the ballot in order to receive funding. So --

COMMISSIONER PATON: Yeah.

MS. LARSEN: So we still have some time to go to see how many participating candidates we are going to have.

COMMISSIONER PATON: I was just curious since we had people saying things were difficult or whatever. I just wanted to see if that was normal.

MS. LARSEN: Yeah. And, Chairman, Commissioner Paton, I would say that it's -- it's a good start in our numbers.

COMMISSIONER PATON: Okay. Thank you.

CHAIRMAN TITLA: More questions, comments, Commissioners?

(No answer.)
We think that this, coupled with some of basically all candidates would be subject to random and we did 29 of those in 2016, but this would mean same audit that we did on a random basis in the past. going to be subject to an audit. That audit is the same audit that we did on a random basis in the past.

that rule says that if you take clean funding, you're going to be subject to an audit. That audit is the same audit that we did on a random basis in the past. And we did 29 of those in 2016, but this would mean basically all candidates would be subject to random audit.

We think that this, coupled with some of the bookkeeping rules that we've already passed, will put us in a position where it's going to be difficult to game the system because there will be people looking at both ends of the spectrum in terms of when the money comes in and when the money goes out. As we all know -- or we should all know at this point, campaign finance reports are not -- the campaign finance reporting system is not a bank. It reflects what people reported, and so, you know, one of the things that the -- that the Clean Elections system does that benefits voter confidence is ensures that candidates are living up to the expectations that are set for them by the act.

So we think this is an important rule. We circulated it for public comment. I don't think we got a single comment one way or the other on it. We don't think this will be a significant additional burden, because we set this rule up so that if you lose in the primary, you get audited after the primary. And if you lose in the general, you get audited for the primary and the general. So nobody is going to get audited -- the way we formerly did it is it didn't matter if you won the primary or not. You might be in the primary hopper.

So this is actually, for candidates, a more efficient way to do it even though all of them are now going to be exposed to an audit. And so we'd ask that you approve this for final publication and adoption as a rule. So that would be -- the motion would be to final -- for final approval of R2-20-4.0 -- 402.01.

CHAIRMAN TITLA: Any questions?

MR. COLLINS: Except you have questions.

CHAIRMAN TITLA: Comments?

COMMISSIONER MEYER: It's just to clarify, it's not a random, right? Everyone is getting audited, right?

MR. COLLINS: That's correct. Yes.
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1  be a -- that's not a -- that's not a substantive
2  change. I don't think that would require any sort of
3  recirculation, but it would be a clean-up change. So
4  certainly if you wanted to edit out that -- that term
5  from the heading and just say "audits of participating
6  legislative candidates," you know, we could -- we
7  could -- we could adopt it that way without any serious
8  procedural problem. So it's really -- it's really up
9  to you-all as commissioners.
10  COMMISSIONER PATON: Yeah. Somehow I think
11  that needs to be addressed.
12  MR. COLLINS: Okay. Well, in that case --
13  COMMISSIONER PATON: Because it's confusing
14  to me.
15  MR. COLLINS: Sure.
16  COMMISSIONER PATON: And, obviously, it was
17  confusing to Commissioner Chan. So --
18  MR. COLLINS: I think, Mr. Chairman,
19  Commissioner Paton, in that case, I would recommend
20  that since there hasn't been a motion made yet, that
21  the motion simply be to adopt the rule along with
22  excluding the word "random" from the heading. So it's
23  essentially adopt R2-20-402.01 except for the word
24  "random" in the heading. And I think that that --
25  again, because that's not a substantive change to the

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1  that if you're -- if you're monkeying around in the
2  system, this is going to do -- and we think most people
3  are not, to be honest with you, but this will make sure
4  that anybody who does choose to engage in that kind of
5  thing is not going to -- is going to be -- going to
6  face a much less likelihood of getting away with it.
7  COMMISSIONER KIMBLE: I would -- I would so
8  that participating legislative candidates.
9  COMMISSIONER PATON: Second.
10  COMMISSIONER KIMBLE: Mr. Chairman?
11  COMMISSIONER PATON: Commissioner Kimble.
12  COMMISSIONER KIMBLE: I would -- I would so
13  moved, based on Mr. Collins' recommendation, that we
14  adopt Rule R2-20-402-01 striking in the title the word
15  "random." So the title would read "audits of
16  participating legislative candidates."
17  CHAIRMAN TITLA: Okay. There's a motion by
18  Commissioner Kimble.
19  COMMISSIONER MEYER: Second.
20  CHAIRMAN TITLA: Okay. The motion is seconded.
21  MR. COLLINS: Pardon me. Pardon me.
22  CHAIRMAN TITLA: Second?
23  MR. COLLINS: Yeah. The audit itself, just
24  to -- if it goes to the -- sort of the underlying
25  question is the audit is not a -- it's not a full

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1  exactly.
2  COMMISSIONER MEYER: Okay.
3  MR. COLLINS: Exactly. The --
4  COMMISSIONER CHAN: Or -- I'm sorry. Yes.
5  COMMISSIONER MEYER: I think --
6  COMMISSIONER CHAN: Pardon me. Pardon me.
7  I misspoke. Thank you.
8  MR. COLLINS: Yeah. The audit itself, just
9  to -- if it goes to the -- sort of the underlying
10  question is the audit is not a -- it's not a full
11  audit. Like, we've done full audits when we've had to
12  do an enforcement action and that kind of thing. What
13  this does is we take specific transactions. I mean, I
14  think we're going to focus, we've already said, on
15  party transactions. We're going to focus on other
16  transactions. We have other things that we look for --
17  petty cash, whether or not there's a legal defense fund
18  set up, those kinds of things. And we do that on an
19  administrative basis, working with the auditors to
20  set -- set up what are called -- and there's an
21  auditing term that I'm going to now forget -- scope of
22  work and the agreed-upon procedures for the audit.
23  And -- and so we do that on an
24  administrative basis, but basically, you know, we think
25  that if you're -- if you're monkeying around in the

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1  rule, I don't think that's a serious problem.
2  CHAIRMAN TITLA: Any more comments,
3  Commissioners?
4  COMMISSIONER KIMBLE: Mr. Chairman?
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22  this does is we take specific transactions. I mean, I
23  think we're going to focus, we've already said, on
24  party transactions. We're going to focus on other
25  transactions. We have other things that we look for --

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1  that if you're -- if you're monkeying around in the
2  system, this is going to do -- and we think most people
3  are not, to be honest with you, but this will make sure
4  that anybody who does choose to engage in that kind of
5  thing is not going to -- is going to be -- going to
6  face a much less likelihood of getting away with it.
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21  MR. COLLINS: Pardon me. Pardon me.
22  CHAIRMAN TITLA: Second?
23  MR. COLLINS: Yeah. The audit itself, just
24  to -- if it goes to the -- sort of the underlying
25  question is the audit is not a -- it's not a full
is -- essentially, we've had a couple of instances
general election spending limits. So what that says
reconcile the outstanding expenditures with personal
of funds returned to the Commission, the candidate must
process checks on a batch basis.
That -- as a consequence, candidates occasionally face
inefficient to send checks one by one to the -- to the
state office that processes the checks. So we end up
having to hold them in a batch for efficiency purposes.
That -- as a consequence, candidates occasionally face
bank fees because they've got these outstanding checks.
So if they close out their accounts with cashier's
checks, their accounts are closed and they've got
nothing else to worry about and we can more efficiently
process the checks on a batch basis.
Letter I, if a participating candidate does
not account for outstanding expenditures in the amount
of funds returned to the Commission, the candidate must
reconcile the outstanding expenditures with personal
monies and they may not exceed the per -- the primary
general election spending limits. So what that says
is -- essentially, we've had a couple of instances

1 Mr. Chairman, if I may. So the changes here start
2 on -- start with letter G. This is a draft we'll be
3 finalizing into the notice format that you see in the
4 other -- in the other -- in the other document. So
5 I'll just walk you through the changes, if I may.
6 First, under G, you know, that's a clean-up
7 that -- in terms of the statutory citation change and
8 the, you know, removal of surplus language. We're
9 adding Section 2. It's underlined, but the underlining
doesn't go all the way through, but that -- underlining
2 should -- should be -- it's a signal. And we'll
correct that in the final published version for --
which, again, it's just for public comment that all
general funds not committed to expenditures during the
15 general election period and for goods and services
16 directed to the general election.
That's a -- that's new language to clarify
that -- that, you know, again, the general funds have
19 to be committed to general election period funding --
20 what's that? -- and returned if they're not. So that,
too, should have -- the underlining should have gone
22 all the way across and it will in the final version we
circulate for -- for public comment.
Section H, all funds returned to the
Commission pursuant to Subsection (G) shall be returned
to the Fund by a cashier's check drawn on the
candidate's campaign bank account and any fee is deemed
a direct campaign expenditure. So what does that rule
do? That's a -- all these rules are of a piece --
they're housekeeping rules.
One of the issues that we face from an
administrative perspective when we wrap up Clean
Elections campaigns is that candidates will write us a
check with the remainder, but it is administratively
inefficient to send checks one by one to the -- to the
state office that processes the checks. So we end up
having to hold them in a batch for efficiency purposes.
That -- as a consequence, candidates occasionally face
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general election spending limits. So what that says
is -- essentially, we've had a couple of instances

1 where candidates have come back, in some cases, months
2 after the campaigns have closed out and said, hey, I
3 forgot to note that I had this bill and I've got to pay
4 it and I need the Fund to reimburse me for this because
5 of a campaign expense.
6 And that's not efficient for the Fund and
7 this Reinforces on candidates that they've got to be on
8 top of their bookkeeping just like the audit rules do
9 and the other things -- steps we're taking, but it also
10 makes clear that they can't use this rule to exceed the
11 spending limits they've agreed to. So they've got to
12 be on top of things. And the rules we passed a couple
13 of months ago about needing to get invoices up front
14 and all that kind of stuff, they should have a better
15 handle on this based on all the rules.
16 The rules, if you will, that we've passed
17 over the course of the last couple of -- over the last
18 six months or so have all been designed to -- on the
19 one hand, you know, they are demonstrating to
20 candidates that they bear a responsibility, but on the
21 other hand, they are demonstrating to clean candidates
22 that, you know, there are -- if they follow the rules,
23 they won't have these issues arise. And that's what
24 we're trying to do is create, essentially, prophylactic
25 rules that say, look, do this by the book and you're
track of it that way.
And then you'll know that that happened and we can keep
arise in an audit or in a -- at the end of a campaign.

We don't know how often this is going to come up.  We
thought would be that, you know, we do feel like we're
close out enforcements under the executive director's
authority, those kinds of things.
It's really an FYI that we've done this.
We don't know how often this is going to come up.  We
think rarely because, frankly, in our experience, this
has come up not often.  And so we just think that --
but it does help us with ticky-tack issues that may
arise in an audit or in a -- at the end of a campaign.
And then you'll know that that happened and we can keep
track of it that way.

late bill and I need to have this paid for.  Well, that
back to us months later and say, oh, I received this
return to us should be correct.
and accurate at that time and the amount that they
should have all of their expenditures accounted for in
that reporting period.
Chairman Titla, Commissioner Chan.
Mr. Chairman, Tom, I
have a question about J3 contains an "and" which makes
me think -- should that be an "or"?  And then on Number
4, I'm just not sure what that means:  "The Commission
is notified" --

MR. COLLINS: Well --
COMMISSIONER CHAN: We may waive the return
of funds if the Commission is notified of any waiver
the return of funds?  I'm not sure what that means.
MR. COLLINS: So the way -- Commissioner --
Chairman Titla, Commissioner Chan, the way we
envisioned this working is that first the staff would
determine the amount to be de minimus, and they would

1 do that by determining the cost for recovery exceeds
2 the amount returned.  There's a limit of $25.  So, in
3 other words, in no event would a return in excess of
4 $25 be considered de minimus.
5 And then the Commission would receive
6 notice likely in the form of either an email from staff
7 or in the executive director's report that this waiver
8 had occurred.  So that you're aware of the -- you know,
9 of that.  And that would be the process.  In other
10 words, you know, it's not a -- it's not an approval
11 type of a rule.  It's more of an FYI, we've done this,
12 which provides an opportunity, obviously, for the
13 Commission to weigh in if it wants to, but the -- the
14 thought would be that, you know, we do feel like we're
15 obligated -- we provide notice to you about when we
16 close out enforcements under the executive director's
17 authority, those kinds of things.
18 It's really an FYI that we've done this.
19 We don't know how often this is going to come up.  We
20 think rarely because, frankly, in our experience, this
21 has come up not often.  And so we just think that --
22 but it does help us with ticky-tack issues that may
23 arise in an audit or in a -- at the end of a campaign.
24 And then you'll know that that happened and we can keep
25 track of it that way.
MR. COLLINS: So my suggestion would be to
be easier to add that now than it would be later.

COMMISSIONER PATON: Yeah.

MR. COLLINS: Okay. Well, I guess -- I
guess what I -- I guess what I'm trying to say is it would
be easier to add that now than it would be later.

COMMISSIONER PATON: Yeah.

MR. COLLINS: So my suggestion would be to
simply add the sentence, if this works for everyone, no
further reimbursements from the Clean Elections Fund
shall be permitted. And then the next sentence would
be participating candidates may not exceed the general
election. I don't know if everybody got that or
anybody got that. Sara got it so that's the most
important thing.

So maybe, Sara, if you could read that back
just real quick for the -- so we have it on the record.

MS. LARSEN: Yes. Chairman, so Rule
R2-20-106, Subsection I would state: If a
participating candidate does not account for any
outstanding expenditures in the amount of funds
returned to the Commission, the participating candidate
must reconcile the outstanding expenditures with
personal monies. And then new sentence: No further
reimbursements from the Clean Elections Fund shall be
permitted. Participating candidates may not exceed the
primary or general election spending limits.

COMMISSIONER MEYER: One thought. On the
sentence you propose, I would maybe suggest saying
once -- once funds are returned to the Commission,
comma, then what you had added.

MR. COLLINS: Okay.

COMMISSIONER MEYER: Let's take a look at
the rule and make it more clear that once you return
the funds, you can't come back to the Commission and
ask for it to pay bills that you didn't submit. I
understand -- I think we could maybe clear that up a
little bit because it's kind of implicit in the rule
and maybe we can make it more explicit. That's the
only -- that was where I was going with that.

MR. COLLINS: And, Mr. Chairman,
Commissioner Meyer, we can do that now given that we
haven't circulated these at all. I mean, we can add a
sentence to H that say -- or I, rather, if a
participating candidate does not account for the --
must reconcile. We could add, between "participating
candidate," no further reimbursements will be
permitted.

COMMISSIONER MEYER: Yeah. Mr. Chairman,
I'm not saying you need to draft it now.

MR. COLLINS: Okay.

COMMISSIONER MEYER: I just thought it was
a suggestion to make --

MR. COLLINS: Okay. Well, I guess -- I
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guess what I -- I guess what I'm trying to say is it would
be easier to add that now than it would be later.

COMMISSIONER PATON: Yeah.

MR. COLLINS: So my suggestion would be to
MR. COLLINS: There could be a problem with that.

CHAIRMAN TITLA: That would be the last sentence.

MS. LARSEN: Yes, Chairman, so, again, that "may," the word "may" in the Oxford dictionary that I use, I think the word "may" -- and the prior sentence says "must," the participating candidates must reconcile, which is a mandatory which means must, shall, mandatory. Now, the word participating candidates may, "may" is sort of more, you know, varied there. It's not a mandatory type of thing. So I wonder whether it would help if we put down participating candidates must not exceed.

COMMISSIONER MEYER: Or shall?

CHAIRMAN TITLA: Or shall not exceed.

COMMISSIONER MEYER: Okay. Well, that would be helpful.

Sara, can you restate that. And then sounds like that would complete the record.

MS. LARSEN: Yes. Chairman, so, again, Rule R2-20-106, Subsection I would be: If a participating candidate does account for any outstanding expenditures in the amount of the funds returned to the Commission, no further reimbursements from the Clean Elections Fund shall be permitted. Participating candidates may not exceed the primary or general election spending limits.

COMMISSIONER MEYER: Mr. Chairman?

CHAIRMAN TITLA: -- shall not exceed $25, and the Commission is notified of any waiver of the return of funds. "The Commission is notified of any waiver the return of funds." So there's a word missing there, I think. Of?

MS. LARSEN: Yes. Correct, Chairman. Yes.

CHAIRMAN TITLA: If we can add "of" there, then change that word to must, "may" to must or shall.

MR. COLLINS: And then -- and then we would have Sara read it off with the "shall."

CHAIRMAN TITLA: A second -- a second item.

MR. COLLINS: And then we would withdraw his a second and Commissioner Meyer -- Commissioner -- withdraws his motion for further changes.

MR. COLLINS: And then -- and then we would have Sara read it off with the "shall."

CHAIRMAN TITLA: Commissioner Kimble.

MR. COLLINS: Oh. We'll get them all.

CHAIRMAN TITLA: -- Sara, is J4, the last sentence. It says, "The Commission is notified of any waiver the return of funds." So there's a word missing there, I think. Of?

MS. LARSEN: Correct. Thank you.

CHAIRMAN TITLA: Shall. Shall not exceed, yeah. I think that's better.

MS. LARSEN: Correct. Thank you.

Okay. So, Chairman, the Rule R2-20-106, Subsection I would then read: If a participating candidate does account for any outstanding expenditures in the amount of the funds returned to the Commission, the participating candidate must reconcile the outstanding expenditures with personal monies. Once the funds are returned to the Commission, no further reimbursements from the Clean Elections Fund shall be permitted. Participating candidates may not exceed the primary or general election spending limits.

COMMISSIONER MEYER: Mr. Chairman?

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MR. COLLINS: And then we would withdraw his a second and Commissioner Meyer -- Commissioner -- withdraws his motion for further changes.

MR. COLLINS: And then -- and then we would have Sara read it off with the "shall."

CHAIRMAN TITLA: Commissioner Kimble.

MR. COLLINS: Oh. We'll get them all.

CHAIRMAN TITLA: -- Sara, is J4, the last sentence. It says, "The Commission is notified of any waiver the return of funds." So there's a word missing there, I think. Of?

MS. LARSEN: Yes. Correct, Chairman. Yes.

CHAIRMAN TITLA: If we can add "of" there, then change that word to must, "may" to must or shall.

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CHAIRMAN TITLA: Shall. Shall not exceed, yeah. I think that's better.

MS. LARSEN: Correct. Thank you.

Okay. So, Chairman, the Rule R2-20-106, Subsection I would then read: If a participating candidate does account for any outstanding expenditures in the amount of the funds returned to the Commission, the participating candidate must reconcile the outstanding expenditures with personal monies. Once the funds are returned to the Commission, no further reimbursements from the Clean Elections Fund shall be permitted. Participating candidates may not exceed the primary or general election spending limits.

COMMISSIONER MEYER: Mr. Chairman?

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1 what you would be approving, along with the other
2 outlying changes for public comment on Rule R2-20-106.
3 CHAIRMAN TITLA: Commissioner Meyer?
4 COMMISSIONER MEYER: I had one other
5 question on J. Sorry, Tom. On Number 2 where it says
6 "The cost of recovery exceeds the amount of the
7 return," how is that determined? And I wonder if you
8 might want to have it say the Commission staff
9 determines the cost of recovery would exceed the amount
10 of the return just to give the staff some discretion
11 there because I don't know how you would actually
12 calculate that cost.
13 MR. COLLINS: Right. And, Mr. Chairman,
14 Commissioner Meyer, we have done an evaluation and
15 Paula -- Paula Thomas provided some background
16 information on that. So we do think that that's --
17 that the $25 is really the right threshold. I
18 certainly don't have any objection to that at this
19 point. I -- I guess -- I don't want to table these
20 because I'd like -- we have this meeting to get these
21 underway for the 60 days in order to get them in place
22 before 2018.
23 So we're going to need to -- this isn't
24 major surgery, but I think what I -- what I'm going to
25 do now is read the entire rule that we are amending
26
27 1 and have everybody -- see if we caught everything. And
28 then if we have -- sorry, Paula.
29 MS. THOMAS: Can we consider the accounting
30 cost? The accounting --
31 MR. COLLINS: Well, I think the issue is
32 just does staff -- as staff we can account whatever
33 however we want to. So we'd have discretion.
34 MS. THOMAS: Okay.
35 MR. COLLINS: So -- so I am going to read
36 the changes out, everything that everybody has
37 discussed, and then that will be on the court
38 reporter's record and we will adopt those changes into
39 the formal document that we provide to the thing.
40 So, Sara, I think I need you to give me the
41 one piece that Damien wrote -- or Commissioner Meyer,
42 rather, wrote out.
43 Okay. So -- so here we go. What we are
44 asking you to approve for preliminary comment is under
45 G1, we will be eliminating the Subsection A from
46 pursuant to A.R.S. 16-953. We will be cleaning up the
47 "all" and eliminating the "of his or her." We will be
48 underlining as new language all general funds not
49 committed to expenditures, one, during the general
50 election period and, two, for goods and services
51 directed to the general period.
52
53 1 think this discussion has brought about, and that is
54 what we would ask you to approve for public comment.
55 Has our court reporter kept up? Are we --
56 are we pretty cool?
57 Okay. So unless there's any questions on
58 that, we would suggest a motion on the language I just
59 read for public comment.
60 CHAIRMAN TITLA: Commissioners, any further
61 changes or any motions to approve?
62 COMMISSIONER MEYER: On J3, just to
63 confirm, I think Tom read -- made one change here. You
64 want it to stay the way it's written here, right? "The
65 funds to be returned do not exceed $25."
66 MR. COLLINS: Right.
67 COMMISSIONER MEYER: You put "shall" in
68 there.
69 MR. COLLINS: Mr. Chairman, Commissioner
70 Meyer, I think -- I think Chairman -- Chairman Tittla
71 wanted a "shall" there, and so that's why we added a
72 "shall," if I was tracking the discussion correctly.
73 Am I correct, Mr. Chairman? I think you
74 wanted "shall."
75 CHAIRMAN TITLA: Yeah. I think mine was in
76 I, but I think that's a good idea to put it in 3 also,
77 shall not --

Okay. Then we go to V, discussion and possible action on the following related issues, A, Citizens Clean Elections Section 16-941, -942, -956, -957. Mr. Collins? Mr. Collins: Yes. Commissioner -- I mean, Chairman Titla, Commissioners, I think -- I think the most efficient way to work through this is first to -- really A, B, C and D are interrelated, although we've broken them out so people can kind of follow along. I think that the first question -- and I'm going to look to Mary here. I think the first question is I think staff is recommending that the Commission, in effect, approve in some way the -- the republication of rules in the Administrative Code. That republication does include the GRRC notice, but it also includes our rules. So I think that's -- in my view, I think that's about as good as we're going to get under these circumstances. I think that roughly complies with the -- with the Interagency Service Agreement, which we have entered into with the -- with the Commission. So I think we'd ask you to go ahead and approve those as being consistent with the Interagency Service Agreement, if I'm not mistaken, Mary.

works for Mary and it works for the Commission -- MS. O'GRADY: That makes -- MR. COLLINS: Yeah. MS. O'GRADY: Yeah. Mr. Chairman, Members, I think -- Commissioners, I think that makes sense. We gave them a notice of breach letter. They responded by doing what we asked them to do. The Secretary is here to show you what all the work they have done otherwise, which I think is important. So -- and then we can move onto the legal stuff which is a little bit different. So if that was -- I'm sorry, Tom. MR. COLLINS: No, no, no. MS. O'GRADY: So we're just approving that we accept the Secretary's actions as being compliant with the ISA? MR. COLLINS: With respect to the publication. Correct. MS. O'GRADY: With respect to the publication? Yeah, they basically did what we asked them to do.

Ms. O'grady: okay. So the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- the -- th
MR. COLLINS: Right.

COMMISSIONER KIMBLE: But I believe in the material that you emailed to us, there was also an index, is that correct, that's not included here?

MR. COLLINS: We sent you the whole Administrative Code. We -- for the purposes of this packet, I limited it to what -- the most relevant sections. In the table of contents, if you look to page 1 -- it's not on page 1. There is a table of contents on page 2 which you don't have because I didn't think it was necessary, and that table of contents outlines first the Commission's rule and then the GRRC revision. So they're both there, but the most important one, from our perspective, is that the Commission's rule is there.

COMMISSIONER KIMBLE: Well, it was my recollection that when it came to the disputed items, that in the index all it said was "expired."

MR. COLLINS: Mr. Chairman, Commissioner Kimble, that was certainly the case with the prior iterations of the publication of the Administrative Code. I would have to double-check if that's still the case in the index and, if so, given that -- I would have to -- hang on. If you bear with me, I will --

COMMISSIONER KIMBLE: Okay. Mr. Collins, in this statement we were just handed what I'm looking at right here. While you are looking at that, I would simply say that the expiration is still noted in the -- in the Administrative Code, but our major purpose has been to ensure that our language of the rule was there too.

So if you recall last month, the expiration was there without our rule. Now the Secretary of State acting, I think, more consistently with what it has said its role is as a publisher, has essentially published both the expiration and the rule. And from our perspective, the most -- or at least from staff's perspective, I should say, the most important thing in this particular context was to ensure that the rule that we have promulgated is there.

And then we have some other discussion to have post this about that and it may be better, then, to move that into that -- into that broader discussion.

10:19:02-10:20:50

MR. COLLINS: Yes.

COMMISSIONER KIMBLE: My concern with the index was there was no indication in the index, if you never went beyond that, that there was any concern.

MR. COLLINS: I follow -- I follow your question. I am trying to call up the full -- the full.

COMMISSIONER CHAN: I can't find it either.

MR. COLLINS: I'm trying to call -- if you'll bear with me. I am searching for the -- okay. So the original document that was emailed to you was 29 pages, and it did not include the index to the Administrative Code. It included a table of contents that on page -- page 1 of the table of contents under "General Provisions," it said -- under the heading "Disputed Section R2-20-109," it said "independent expenditure reportings," and then it said "expired."

And then it said -- under Disputed Section R2-20-111, it said "nonparticipating reporting requirements and contribution limits," and then it said "expired."

So that's the table of contents that's on page -- that's on page 1 which you didn't receive in the limited packet, but you did receive in the email.

What I would say about that is, yes, that, in fact, the expiration -- and you can look at this, what I'm looking at right here. While you are looking at that, I would simply say that the expiration is still noted in the -- in the Administrative Code, but our major purpose has been to ensure that our language of the rule was there too.

10:22:34-10:23:45

COMMISSIONER KIMBLE: -- reflects my concern that if I am a candidate and I'm looking through the index here, general provisions, and I come down to disputed Section R2-20-109, it says "expired."

So with no --

MR. COLLINS: Correct.

COMMISSIONER KIMBLE: -- with no further explanation other than it says disputed, but are you comfortable with that in the index being an accurate reflection of what's in the actual document?

MR. COLLINS: Well, let me -- let me say this about that. And, again, I would -- I would suggest that there's -- there are some broader legal issues that we might want to discuss in executive session, but for purposes of your question, Mr. Chairman, Commissioner Kimble, I believe this is as good as it's going to get right now and that the most important thing is that candidates have notice that there is, in fact, a rule that applies to the
1. traditional candidates and, likewise, the independent
2. spenders know that there's a rule that's applied to
3. them.
4. The fact that there's a dispute over that
5. rule is a publicly known fact. So it's not -- it's
6. like -- it's not like they're publishing anything that
7. people don't already know, but you know, again, I think
8. the question is if we want to defer action on approving
9. that particular aspect, it would be better to have that
10. in the context of how this fits into our broader legal
11. discussion which Mary can do if you want to move into
12. executive session, and then the only question becomes
13. do you want to look at the progress that the See the
14. Money program itself has made which Mr. Archer is here
15. to present before or after that executive session.
16. COMMISSIONER KIMBLE: Well, Mr. Chairman, I
17. would be happy to see the progress on the See the
18. Money.
19. MR. COLLINS: Okay. So --
20. COMMISSIONER KIMBLE: Before so we don't
21. inconvenience Mr. Archer.
22. MR. COLLINS: Okay. So, Mr. Chairman, if
23. that -- if that meets your fancy, I would -- I would
24. recommend that we let Mr. -- Mr. Archer provided a memo
25. that, putting aside the publication issue, outlines the

1. progress that they have made. I can say without
2. hesitation that Sara and I have been at every meeting
3. regarding the development of this program and process.
4. We've been updated on it.
5. We have seen it develop, and we are putting
6. all the -- putting everything else -- you know, this
7. rule issue is important because the rule relates to the
8. reports and the reports relate to authority and then
9. all of it fits together in the ISA; however, while this
10. issue has been discussed, Sara and I have continued to
11. attend meetings and the Secretary's office and the IT
12. staff, including Mr. Archer and others, have been there
13. and listening to us and engaging -- we've been engaging
14. with them.
15. And so it's been a very positive working
16. relationship, and I think some positive things have
17. come from it. And Mr. Archer is able to -- I think, if
18. we have the computer system set up, to show you some of
19. the -- some of the pieces of this on a preliminary
20. basis, granted the data here has not been cleaned.
21. This is sort of a mockup, but it shows the
22. functionality.
23. And I guess I'd turn it to over to him, but
24. with the idea that putting all of the legal issues
25. aside, the work product Sara and I have been involved

1. in, we're satisfied with, and we think we have
2. developed -- we have a good working relation with the
3. Secretary's office. Mr. Archer and the rest of the
4. folks there. So I think if Mr. Archer can step to the
5. podium and make it all -- do his magic, that would be
6. great.
7. MR. ARCHER: Thank you, Tom.
8. CHAIRMAN TITLA: Mr. Archer.
9. MR. ARCHER: Thank you, Chairman,
10. Commissioners, my name is Garrett Archer. I am the IT
11. project manager specifically for See the Money, and I'm
12. very excited to be here today to show you the progress
13. that we've made on the application.
14. As Tom noted, it is an internal beta
15. release right now. We are going -- undergoing
16. extensive quality assurance testing. The data is --
17. it's using real data, but every once in a while,
18. there's still some things that we have to look at and
19. say, okay, we need to reframe this data set a certain
20. way to make sure that it accurately reflects how the
21. data is actually reported, but other than that, we're
22. very excited how the data is being presented. And we
23. are confident that we're going to make our October 31st
24. public beta release.
25. And at that point, we're going to basically
1 elections overview page. This is where an enduser
2 would go to see, you know, a broad overview of -- did
3 you have a question?
4 MR. COLLINS: Now, I was just -- you know,
5 for people who can't see this screen, there's a set of
6 screens in the back.
7 MR. ARCHER: Oh, okay.
8 MR. COLLINS: If you want to look.
9 MR. ARCHER: So this is a broad overview of
10 the money that's been spent in 2016. The -- everything
11 is color coordinated based on these entity types right
12 here. So as you can see, SolarCity, for example, you
13 hover over them, they've spent the most for 2016, and
14 it goes down from there. There's -- there's you. And
15 then we have -- orange is individuals and vice versa.
16 This is a pie chart that basically shows just an
17 overall amount that's been spent based on the
18 percentages. So this is -- and then we -- yes.
19 COMMISSIONER CHAN: Mr. Taylor,
20 Mr. Chairman, this is -- this is already fascinating to
21 me. This is over every committee, what was given over
22 the whole election cycle last time?
23 MR. ARCHER: Mr. Chairman, Commissioner
24 Chan, that is correct. Yeah.
25 COMMISSIONER CHAN: That's really

1 fascinating.
2 COMMISSIONER MEYER: This is real info.
3 This not --
4 MR. ARCHER: This is -- yeah. This is real
5 info. As I said, the data might not be either
6 optimized or sometimes it's not categorized correctly,
7 and you have to work with the development team to make
8 sure that when they do their schematic changes, that it
9 is -- they're not, you know, putting a condition
10 someplace where it shouldn't be and then, you know,
11 something happens. But this is as -- you know, I'm
12 doing some extensive auditing of this information, and
13 this is -- accurately reflects 2016 right now. Yes.
14 So -- and we can click on these people. So
15 you can click on an entity and it will bring up a data
16 view of their income and expenses. You can see -- you
17 can also download this information, and it will
18 download everything across the filters that you have
19 applied up here. And here's the -- for example, here's
20 some of these committees. I don't -- I'm not sure
21 these links work yet so I'm not going to click on them
22 right now, but it will show the committee name, the
23 name of the -- that group right there that received it.
24 We can go through these. There's
25 consistency across all of these tabs. So, you know --

1 and then when an enduser is going through this
2 information, they will -- they'll be able to say, well,
3 green will mean PACs, parties and whatnot. So it's
4 always going to be consistent across the board.
5 One of the things that we're very excited
6 about right now is in the organizations tab, these are
7 the -- you know, a lot of these are made up of
8 501(c)(4)s. If you click on these people -- on this
9 organization, you get their expenses; however, when you
10 go into the info view which is kind of the vitals page
11 for everything, it gives the vitals that are reported
12 to us. This is their -- the reports that they file.
13 And then we've tapped into ProPublica to
14 actually pick up their 990 information. So all of
15 the -- any organization 501(c)(4) that files with the
16 IRS -- obviously, they all do -- we will have whatever
17 their most recent filing on their info page.
18 MR. COLLINS: Right. And, if I may,
19 Mr. Chairman, Commissioners, I mean, the 990 thing, I
20 think, is very helpful. It's -- it is an interesting
21 dynamic because the 990 comes a year after the
22 election, basically. So --
23 MR. ARCHER: Yeah.
24 MR. COLLINS: So -- well, whereas the
25 campaign finance reports and our -- our reports, the
The State of Arizona
Citizens Clean Elections Commission

Public Session

Reporter's Transcript of Proceedings

September 28, 2017

10:33:51-10:35:03

1. Avenue so I can also type in my street name and see who
2. in my area or on Olive Avenue has donated as well and
3. is in the campaign finance system. So -- and this
4. works across cities. You know, anything that's in the
5. record, essentially, we can basically tie into that
6. search function.
7. Let's see. Here are the filters. This is
8. where you would go to make alterations to your query.
9. Sorry. I think the mouse is losing functionality here.
10. I'm sorry.
11. MR. COLLINS: The mouse is very far away
12. from its home.
13. MR. ARCHER: Yeah. So -- and this is -- as
14. you see, this is -- this is all the office -- this is
15. all the filters that you can use. I anticipate -- when
16. I was sitting here I -- I'm going to anticipate putting
17. a filter on here to actually also filter out Clean
18. Elections candidates as well. So you can just click on
19. the filter and when you go into candidate page, it will
20. only reflect Clean Elections participants, but -- and
21. this, you know, I can -- I can change this.
22. COMMISSIONER KIMBLE: Excuse me. Could I
23. ask you one question? Do you have historical data in
24. here, too, going back -- I saw quite a few years here.
25. Do you have historical data entered from --

10:35:08-10:36:32

1. MR. ARCHER: Mr. Chairman, Commissioner
2. Kimble, we have data going back all the way from when
3. we began doing computerized campaign finance systems.
4. So it goes all the way back into the --
5. COMMISSIONER KIMBLE: And it's searchable
6. through See the Money?
7. MR. ARCHER: Yes. That is correct. It
8. is -- it is searchable all the way back to where we
9. have records in our campaign finance database.
10. So if I set this filter -- I'm going to go
11. to something that's a little -- a little more exciting
12. when I filter out. So this is the 2014 -- money spent
13. in 2014. If I wanted to filter it some more, I could
14. filter it by legislative -- there's a good one. So it
15. will show -- there's how it's filtered now on those
16. candidates. So -- and then -- sorry. The mouse is --
17. and then here, down here is a timeline. It will show
18. their expenses, their income, as well as their burn
19. rate ratio over time. So these are the -- excuse me --
20. the three graphs that power the system.
21. All of this data, like I said, if you go
22. into the data view, it can be downloaded by anybody
23. with no problem. I can download all of this
24. information right here. I can go to this info view
25. page for the candidate and it will show all their

10:36:35-10:37:27

1. can pick up the embed code and then that graph will
2. remain on your site. And then if the data --
3. underlying data changes at any time, the graph will
4. also change to reflect -- on your site it will reflect
5. the changes. So it's not a static graph. It doesn't
6. just pick up this data and move on. It actually picks
7. up whatever is the newest information.
8. COMMISSIONER MEYER: Mr. Chairman?
9. CHAIRMAN TITLA: Commissioner Meyer.
10. COMMISSIONER MEYER: Thank you for showing
11. this. This is really amazing. So the chart on the
12. left, I'm assuming that's to scale where you're
13. hovering now?
14. MR. ARCHER: Mr. Chairman, Commissioner
15. Meyer, when you say "to scale," you mean this is a,
16. say, 60-plus association? This -- so this -- yeah.
17. The tree chart -- the tree chart is to reflect -- we
18. chose it because we can display an enormous amount of
19. data, but also, you know, we kind of intuitively know
20. that most people who look at campaign finance data are
21. kind of looking for who the big influencers are. So we
22. chose this chart because it really does show the impact
23. of the larger influencers and it kind of shows it
24. across the board, you know.
25. COMMISSIONER MEYER: So it is to scale?
MR. ARCHER: It is to scale. Yes, sir.

COMMISSIONER MEYER: So then the chart on the right, the pie chart or circle chart --

MR. ARCHER: Uh-huh.

COMMISSIONER MEYER: -- is that the same format?

MR. ARCHER: Yes. That is an aggregated version of the chart on the left. So this one is showing the entities and how they spent it. That one is just showing everything within the IE. So that's PACs, 14 million. And then organizations gave 10 million.

COMMISSIONER MEYER: Okay.

MR. ARCHER: And then one thing has to be clarified at some point, but it's somewhat obvious, but green means it was in support. Red means that it was against.

COMMISSIONER MEYER: Got you.

MR. ARCHER: It was money spent in '16.

And, then, I guess I'll just do one more here. This is the individuals. Let me go back to '16. I'm not going to do '17 because there's obviously no reports filed so there's no data. So this is money that was spent in '16 by individuals only. So, you know, you can see, for example, Mr. Hail over here, he gave a pretty sizable donation. So if I was a -- I could say, oh, what did Mr. Hail give to? And you can see that he gave to Prop 123.

So that is what I have right now. As I said, we anticipate -- we are completely on schedule for an October 30th -- 31st release. In fact, we've put our money where our mouth is, as we've put on our site -- we've actually put an -- on the actual See the Money site, we now have a countdown because we are going to make that beta release. So -- and that is -- if you have any other questions, certainly I can do my best to answer them.

COMMISSIONER MEYER: A budget for the trademark defense?

CHAIRMAN TITLA: Any further comments?

COMMISSIONER KIMBLE: Well, Mr. Chairman, so will -- I see it's seethemoney.com.

Will there be a place on your page -- on the Secretary of State's page that directs people to it?

MR. ARCHER: Mr. Chairman, Commissioner Kimble, yes. On our -- once the beta is -- we will make adjustments to the sos.gov site. You know, in the format?
So -- I think that the best order of the progress payment on October 2nd that we would make.  

with the staff recommendation that we go ahead and make is that the Commission is comfortable and comfortable.  You know, because the main action we want to make sure then -- and then, provided you agree with the staff.  

Chairman Titla: So we need to go into executive session now?  

Mr. Collins: I guess it's up to Mary, how much Mary wants to talk in open session versus how much she wants to talk in executive session.  

Ms. O'Grady: Let's go into executive session.  

Mr. Collins: I think we probably might want to go into executive session for a bit and kind of hash out the questions we have legally.  

Commissioner Kimble: Okay.  And, the breadth -- we've got a bunch of other issues that Commissioner Kimble has raised and the broader -- we've got a bunch of other items related to legal stuff.  

And we want to get that resolved and then -- and then we'll have action after that, I think.  

You know, because the main action we want to make sure is that the Commission is comfortable and comfortable with the staff recommendation that we go ahead and make the progress payment on October 2nd that we would make.  

So -- so I think that the best order of  

Chairman Titla: Abstain?  

(No response.)  

(Chorus of ayes.)  

Commissioner Chan: Second.  

Second?  

(No response.)  

Commissioner Titla: Motion by Commissioner Meyer to go into executive session.  

Ms. O'Grady: Let's go into executive session.  

She wants to talk in executive session.  

Mr. Collins: I guess it's up to Mary, how much she wants to talk in executive session versus how much Mary wants to talk in open session versus how much she wants to talk in executive session.  

Chairman Titla: Thank you, Mr. Archer, for your work.  

Mr. Archer: Commissioners, thank you.  

Chairman Titla: Thank you very much.  

Chairman Titla: Any further comments?  

(No response.)  

CHAIRMAN TITLA: All in favor say aye.  

Chairman Titla: Commissioner Chan seconds.  

Commissioner Chan: Second.  

CHAIRMAN TITLA: Abstain?  

(No response.)  

Chairman Titla: Abstain?  

(No response.)  

Chairman Titla: Any more comments, Commissioners?  

Chairman Titla: We're back in regular session at 10:45 a.m.  

MR. ARCHER: I move we move to executive session.  

COMMISSIONER MEYER: Mr. Chairman --  

CHAIRMAN TITLA: Thank you, Mr. Archer, for coming and showing us this because, you know, seeing your memo versus seeing this -- and I know I was excited about the project, but seeing it like this is -- I just would echo what Commissioner Kimble said.  It's really incredible, and I just can't wait to get my hands on it and play with it a little bit when it launches.  So thank you.  

CHAIRMAN TITLA: Any further comments Commissioners?  

(No response.)  

CHAIRMAN TITLA: Motion by Commissioner”
1 You’ve reviewed Garrett Archer’s memo and had an
opportunity to see Mr. Archer’s work along with the
team there at the -- at the Secretary of State's. And
we think that’s good progress and we're positive -- we
feel positively about that.
6 In addition, pursuant to the -- to Mary’s
negotiations with the Secretary's office, we think that
8 we have a resolution that’s about as good as it’s going
to get for now in terms of the publication of our rules
in the Administrative Code. Although that comes along
with the publication of GRRC’s objections, they’re both
there, but at least the public will be on notice that
10 we believe our rules are our rules and that is also the
law.
15 So unless you have further questions, I
16 have a couple of recommendations. My first
17 recommendation would be that we approve the payment of
18 the $150,000 under the terms of the ISA on October 2nd
19 subject to the reservation of any rights we have under
20 the Interagency Service Agreement entered into with the
21 Secretary of State’s Office.
22 So a motion along those lines would be, I
23 think, our recommendation. So a motion to approve
24 payment of 150 -- actually, really a transfer of
25 $150,000 on October 2nd to the Secretary of State's
1 that's what I'm hoping and recommending a motion. I would do separate motions on Rule 109 and 111 for public comment.

4 CHAIRMAN TITLA: Any motion or comment by the commissioners based upon the director's recommendation?

7 COMMISSIONER KIMBLE: Mr. Chairman?

9 COMMISSIONER KIMBLE: I move that we publish R2-20-109 for 60 days for public comment.

10 CHAIRMAN TITLA: Motion made by Commissioner Kimble as stated.

12 Second?

14 COMMISSIONER CHAN: Second.

15 CHAIRMAN TITLA: Second by Commissioner Chan.

17 All in favor say aye.

19 (Chorus of ayes.)

19 CHAIRMAN TITLA: Opposed?

20 (No response.)

21 CHAIRMAN TITLA: Abstain?

22 (No response.)

23 CHAIRMAN TITLA: Motion is carried unanimously.

25 Any other comments or motions?

1 COMMISSIONER MEYER: Mr. Chairman?

2 CHAIRMAN TITLA: Commissioner Meyer.

3 COMMISSIONER MEYER: I'll make that same motion that we put out for public comment for 60 days.

5 proposed Rule R2-20-111.

6 CHAIRMAN TITLA: Motion made by Commissioner Meyer to publish for 60 days for public comment R2-20-111.

9 Is there a second?

10 COMMISSIONER KIMBLE: Second.

11 CHAIRMAN TITLA: Second by Commissioner Kimble.

17 CHAIRMAN TITLA: Motion to adjourn?

18 COMMISSIONER KIMBLE: Mr. Chairman, I move we adjourn.

19 CHAIRMAN TITLA: Commissioner Kimble.

20 Second?

21 COMMISSIONER MEYER: Second.

22 CHAIRMAN TITLA: Commissioner Meyer seconds.

24 All in favor say aye.

25 (Chorus of ayes.)
STATE OF ARIZONA  
COUNTY OF MARICOPA  

BE IT KNOWN the foregoing proceedings were taken by me; that I was then and there a Certified Reporter of the State of Arizona, and by virtue thereof authorized to administer an oath; that the proceedings were taken down by me in shorthand and thereafter transcribed into typewriting under my direction; that the foregoing pages are a full, true, and accurate transcript of all proceedings and testimony had and adduced upon the taking of said proceedings, all done to the best of my skill and ability.

I FURTHER CERTIFY that I am in no way related to nor employed by any of the parties thereto nor am I in any way interested in the outcome hereof. DATED at Phoenix, Arizona, this 29th day of September, 2017.

LILIA MONARREZ, RPR, CR #50699
The State of Arizona
Citizens Clean Elections Commission

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REPORTER'S TRANSCRIPT OF PROCEEDINGS

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(80) parties - respect
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