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THE STATE OF ARIZONA
CITIZENS CLEAN ELECTIONS COMMISSION

REPORTER'S TRANSCRIPT OF PUBLIC MEETING

Phoenix, Arizona

May 10, 2018

8:29 a.m.

COASH & COASH, INC.
Court Reporting, Video & Videoconferencing
1802 North 7th Street, Phoenix, AZ 85006
602-258-1440 staff@coashandcoash.com

Prepared by:
LILIA MONARREZ, CSR, RPR
Certificate No. 50699

<p style="text-align: right;">Page 2</p> <p>1 PUBLIC MEETING BEFORE THE CITIZENS CLEAN 2 ELECTIONS COMMISSION convened at 8:29 a.m. on May 10, 3 2018, at the State of Arizona, Clean Elections 4 Commission, 1616 West Adams, Conference Room, Phoenix, 5 Arizona, in the presence of the following Board members: 6 Mr. Damien R. Meyer, Chairperson (Telephonic) 7 Mr. Mark S. Kimble (Telephonic) 8 Ms. Amy B. Chan (Telephonic) 9 Mr. Galen D. Paton (Telephonic)</p> <p>10 OTHERS PRESENT:</p> <p>11 Thomas M. Collins, Executive Director 12 Paula Thomas, Executive Officer 13 Gina Roberts, Voter Education Manager 14 Mike Becker, Policy Director 15 Alec Shaffer, Web Content Manager 16 Stephanie Cooper, Executive Support Specialist 17 Mary O'Grady, Osborn Maledon (Telephonic) 18 Nathan Arrowsmith, Osborn Maledon 19 Jeffrey Ong, AZ Legacy Foundation 20 Chris Klemminich, GRRC</p>	<p style="text-align: right;">Page 4</p> <p>08:30:53-08:31:58</p> <p>1 Do we have Commissioner Kimble? 2 COMMISSIONER KIMBLE: Yes. This is Mark 3 Kimble. 4 CHAIRMAN MEYER: Okay. So we have 5 Commissioners Paton, Chan and Kimble on the line, as 6 well as myself. 7 Tom, I know, because I'm out of town here, 8 if I can sort of turn the chairing, give us an overview 9 as far as the agenda item, that would be very helpful. 10 Can I pass that baton to you? 11 MR. COLLINS: Yeah. Mr. Chairman, I think 12 that -- yeah. Just to give you a sense of where we 13 are, I think that there is no -- there's no real need 14 for an executive director's report. So there isn't 15 one. There wasn't one prewritten for this meeting. So 16 I would skip -- with your permission, I think we should 17 skip Item II and move to Item III. 18 CHAIRMAN MEYER: Okay. 19 MR. COLLINS: Item III, Mr. Chairman, is 20 discussion and possible action on HCR2007, legislation 21 affecting the Commission, campaign finance, election 22 and administrative law. And the Commission in its 23 notice designated that it may choose to go into 24 executive session on this item for discussion or 25 consultation with its attorneys to consider its</p>
<p>08:29:46-08:30:53</p> <p style="text-align: right;">Page 3</p> <p>1 PROCEEDING</p> <p>2</p> <p>3 MR. COLLINS: Chairman Meyer, this is Tom. 4 If you want to go ahead and call us into order, that 5 would be -- that would be great. And, if it's helpful, 6 I can -- maybe it would be helpful to the court 7 reporter if all of the commissioners identified 8 themselves for the -- for the record, please. 9 CHAIRMAN MEYER: Sounds good, Tom. 10 This is Damien Meyer. We are going ahead 11 and call to order the meeting of the Citizens Clean 12 Elections Commission. It is May 10. It is 8:30, 13 Arizona time, and we'll go ahead and start this 14 meeting. 15 Because this has been an emergency meeting 16 and many of us are appearing by telephone, I'd 17 appreciate it if everyone -- all the commissioners 18 could announce their appearance on the phone, please. 19 Go ahead. 20 COMMISSIONER PATON: Galen Paton. 21 CHAIRMAN MEYER: Thank you, Commissioner 22 Paton. 23 COMMISSIONER CHAN: This is Amy Chan. 24 CHAIRMAN MEYER: Thank you, Commissioner 25 Chan.</p>	<p style="text-align: right;">Page 5</p> <p>08:32:00-08:33:41</p> <p>1 position and instruct its attorneys regarding the 2 public body's position regarding contracts, in pending 3 or contemplated litigation or in settlement discussions 4 conducted in order to avoid or resolve litigation. 5 So, Mr. Chairman, with your permission, 6 before we -- we do recommend that the Commission go 7 into executive session. I just want to, for the 8 public, lay out briefly the factual predicate for this 9 late -- or, I should say, early Friday morning the 10 legislature in the last bill that it -- bill that it 11 passed for this session enacted HCR2007. HCR2007 will 12 now be sent to the voters. 13 HCR2007 has two provisions. One provision 14 deals with candidates use -- spending of monies from 15 their candidate accounts for materials from certain 16 entities under the Internal Revenue Code and state 17 party entities. And then Section 2 deals with a 18 separate issue of the Commission currently in the act, 19 as it would pass for the voters, has an exemption from 20 the rule-making provisions of Title 41. The -- HCR2007 21 removes that exemption. 22 It will be on the ballot in -- or it's 23 expected -- anticipated -- it's been filed with the 24 Secretary of State in anticipation of being on the 25 ballot in November. And we've made a number of legal</p>

<p>08:33:49-08:34:56 Page 6</p> <p>1 arguments over the course of lobbying the bill, but in 2 any event, that's sort of the factual predicate. 3 So if anyone has any questions publicly for 4 me about -- about the bill, I'm happy to answer those, 5 but, you know, it is Nate and Mary and my 6 recommendation that we go into executive session to 7 discuss those issues that we need legal advice and to 8 direct the attorneys on if we -- if the Commission is 9 so inclined. 10 CHAIRMAN MEYER: Okay. Thank you, Tom. 11 This is Commissioner Meyer. I will go 12 ahead and make a motion that we move into executive 13 session. 14 Is there a second to that motion? 15 COMMISSIONER KIMBLE: Second. Mark Kimble. 16 CHAIRMAN MEYER: Okay. There's a motion 17 that's been made and seconded. 18 All in favor of moving into executive 19 session to discuss HCR2007, please say aye. 20 (Chorus of ayes.) 21 CHAIRMAN MEYER: Any opposition? 22 (No response.) 23 CHAIRMAN MEYER: Any opposition to the 24 motion? 25 (No response.)</p>	<p>08:58:47-09:00:01 Page 8</p> <p>1 Commissioner Kimble. 2 CHAIRMAN MEYER: Okay. Go ahead, 3 Commissioner Kimble. 4 COMMISSIONER KIMBLE: I'm sorry about the 5 delay. I was having some phone issues here. 6 CHAIRMAN MEYER: Go ahead. 7 COMMISSIONER KIMBLE: Okay. I just wanted 8 to say that after the extensive legal briefings that 9 we've had, I still have substantial concerns about the 10 HCR2007, but I personally, because of the institutional 11 concerns of the Citizens Clean Elections Commission, 12 cannot support any legal action at this time. 13 CHAIRMAN MEYER: Thank you, Commissioner 14 Kimble. 15 Anyone else have any comments? 16 Commissioner Paton or Commissioner Chan? 17 COMMISSIONER CHAN: Commissioner Meyer, I 18 would just join -- join in with Commissioner Kimble's 19 sentiment. 20 CHAIRMAN MEYER: Thank you, Commissioner 21 Chan. 22 Commissioner Paton, any comments? 23 COMMISSIONER PATON: And I would go along 24 with the other two commissioners, what they've said, 25 and follow the -- the advice that we got in our</p>
<p>08:34:56-08:58:45 Page 7</p> <p>1 CHAIRMAN MEYER: Any abstentions to the 2 motion? 3 (No response.) 4 CHAIRMAN MEYER: Okay. Motion carries 4 to 5 0. We will now move into executive session. 6 Tom, please let me know when we are ready 7 to proceed with the executive session. 8 MR. COLLINS: Absolutely. Will do. 9 (The following section of the meeting is in 10 executive session and bound under separate cover.) 11 * * * * * 12 13 (End of executive session. Public meeting 14 resumes at 8:58 a.m.) 15 MR. COLLINS: Okay. Mr. Chairman, I 16 think -- I think we're ready. We're ready to go. 17 CHAIRMAN MEYER: Okay. Thank you, Tom. 18 We are back from executive session, now in 19 open meeting. I want to open this up for any comment 20 from my fellow commissioners at this time. 21 So do any of my -- any commissioners have 22 any comments on HCR2007? 23 (No response.) 24 CHAIRMAN MEYER: Okay. Hearing none -- 25 COMMISSIONER KIMBLE: Mr. Chairman, this is</p>	<p>09:00:08-09:00:58 Page 9</p> <p>1 executive session. 2 CHAIRMAN MEYER: Okay. Now we'll move on 3 to Agenda Item Number IV, which is public comment. 4 Tom, I'm not sure if anyone is present that 5 would like to make a comment, but if they do, could 6 you -- 7 MR. COLLINS: It doesn't -- it doesn't look 8 like anyone is public comment. 9 Anyone? Public comment? 10 (No response.) 11 MR. COLLINS: No? No public comment. 12 There is no public comment. 13 So, Mr. Chairman, a motion to adjourn from 14 a member would close this out with a vote. 15 CHAIRMAN MEYER: Okay. Do I have a motion 16 to adjourn from anyone? 17 COMMISSIONER KIMBLE: This is Commissioner 18 Kimble. I move we adjourn. 19 COMMISSIONER CHAN: Second. 20 CHAIRMAN MEYER: Second? Okay. 21 Commissioner Chan seconded. 22 All right. We have a motion to adjourn. 23 All in favor say aye. 24 (Chorus of ayes.) 25 CHAIRMAN MEYER: Any opposition?</p>

09:01:02-09:01:13

Page 10

1 (No response.)
2 CHAIRMAN MEYER: All right. The motion
3 carries 4 to 0. This meeting of the Clean Elections
4 Commission is adjourned.
5 Thank you, everyone.
6 MR. COLLINS: Thank you.
7 (Whereupon, the proceedings concluded at
8 9:01 a.m.)

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Page 11

1 STATE OF ARIZONA)
2 COUNTY OF MARICOPA)
3 BE IT KNOWN the foregoing proceedings were
4 taken by me; that I was then and there a Certified
5 Reporter of the State of Arizona, and by virtue thereof
6 authorized to administer an oath; 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 and testimony had and
11 adduced upon the taking of said proceedings, all done to
12 the best of my skill and ability.

13 I FURTHER CERTIFY that I am in no way
14 related to nor employed by any of the parties thereto
15 nor am I in any way interested in the outcome hereof.

16 DATED at Phoenix, Arizona, this 11th day of
17 May, 2018.

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20 LILIA MONARREZ, RPR, CR #50699

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	Citizens (2) 3:11;8:11 Clean (3) 3:11;8:11; 10:3	extensive (1) 8:8	legal (4) 5:25;6:7;8:8, 12	permission (2) 4:16;5:5 personally (1) 8:10 phone (2) 3:18;8:5 please (4) 3:8,18;6:19; 7:6 position (2) 5:1,2 possible (1) 4:20 predicate (2) 5:8;6:2 present (1) 9:4 prewritten (1) 4:15 proceed (1) 7:7 proceedings (1) 10:7 provision (1) 5:13 provisions (2) 5:13,20 public (8) 5:2,8;7:13; 9:3,8,9,11,12 publicly (1) 6:3
A Absolutely (1) 7:8 abstentions (1) 7:1 accounts (1) 5:15 act (1) 5:18 action (2) 4:20;8:12 adjourn (4) 9:13,16,18, 22 adjourned (1) 10:4 administrative (1) 4:22 advice (2) 6:7;8:25 affecting (1) 4:21 agenda (2) 4:9;9:3 ahead (7) 3:4,10,13,19; 6:12;8:2,6 along (1) 8:23 Amy (1) 3:23 announce (1) 3:18 anticipated (1) 5:23 anticipation (1) 5:24 appearance (1) 3:18 appearing (1) 3:16 appreciate (1) 3:17 arguments (1) 6:1 Arizona (1) 3:13 attorneys (3) 4:25;5:1; 6:8 avoid (1) 5:4 aye (2) 6:19;9:23 eyes (2) 6:20;9:24	close (1) 9:14 Code (1) 5:16 COLLINS (8) 3:3;4:11, 19;7:8,15;9:7,11;10:6 comment (7) 7:19;9:3, 5,8,9,11,12 comments (3) 7:22; 8:15,22 Commission (8) 3:12; 4:21,22;5:6,18;6:8; 8:11;10:4 COMMISSIONER (26) 3:20,21,23,24;4:1,2; 6:11,15;7:25;8:1,3,4,7, 13,16,16,17,17,18,20, 22,23;9:17,17,19,21 commissioners (6) 3:7, 17;4:5;7:20,21;8:24 concerns (2) 8:9,11 concluded (1) 10:7 conducted (1) 5:4 consider (1) 4:25 consultation (1) 4:25 contemplated (1) 5:3 contracts (1) 5:2 course (1) 6:1 court (1) 3:6 cover (1) 7:10 currently (1) 5:18	F factual (2) 5:8;6:2 far (1) 4:9 favor (2) 6:18;9:23 fellow (1) 7:20 filed (1) 5:23 finance (1) 4:21 follow (1) 8:25 following (1) 7:9 Friday (1) 5:9	legislation (1) 4:20 legislature (1) 5:10 line (1) 4:5 litigation (2) 5:3,4 lobbying (1) 6:1 look (1) 9:7	M many (1) 3:16 Mark (2) 4:2;6:15 Mary (1) 6:5 materials (1) 5:15 May (2) 3:12;4:23 maybe (1) 3:6 meeting (8) 3:11,14,15; 4:15;7:9,13,19;10:3 member (1) 9:14 Meyer (26) 3:3,9,10,21, 24;4:4,18;6:10,11,16, 21,23;7:1,4,17,24;8:2, 6,13,17,20;9:2,15,20, 25;10:2 monies (1) 5:14 morning (1) 5:9 motion (10) 6:12,14,16, 24;7:2,4;9:13,15,22; 10:2 move (5) 4:17;6:12; 7:5;9:2,18 moving (1) 6:18 myself (1) 4:6
B back (1) 7:18 ballot (2) 5:22,25 baton (1) 4:10 bill (4) 5:10,10;6:1,4 body's (1) 5:2 bound (1) 7:10 briefings (1) 8:8 briefly (1) 5:8	D Damien (1) 3:10 deals (2) 5:14,17 delay (1) 8:5 designated (1) 4:23 direct (1) 6:8 director's (1) 4:14 discuss (2) 6:7,19 discussion (2) 4:20,24 discussions (1) 5:3	G Galen (1) 3:20 good (1) 3:9 great (1) 3:5	N Nate (1) 6:5 need (2) 4:13;6:7 none (1) 7:24 notice (1) 4:23 November (1) 5:25 number (2) 5:25;9:3	R ready (3) 7:6,16,16 real (1) 4:13 recommend (1) 5:6 recommendation (1) 6:6 record (1) 3:8 regarding (2) 5:1,2 removes (1) 5:21 report (1) 4:14 reporter (1) 3:7 resolve (1) 5:4 response (6) 6:22,25; 7:3,23;9:10;10:1 resumes (1) 7:14 Revenue (1) 5:16 right (2) 9:22;10:2 rule-making (1) 5:20
C call (2) 3:4,11 campaign (1) 4:21 can (3) 3:6;4:8,10 candidate (1) 5:15 candidates (1) 5:14 carries (2) 7:4;10:3 certain (1) 5:15 chairing (1) 4:8 Chairman (29) 3:3,9,21, 24;4:4,11,18,19;5:5; 6:10,16,21,23;7:1,4,15, 17,24,25;8:2,6,13,20; 9:2,13,15,20,25;10:2 CHAN (9) 3:23,23,25; 4:5;8:16,17,21;9:19,21 choose (1) 4:23 Chorus (2) 6:20;9:24	E early (1) 5:9 election (1) 4:21 Elections (3) 3:12;8:11; 10:3 else (1) 8:15 emergency (1) 3:15 enacted (1) 5:11 End (1) 7:13 entities (2) 5:16,17 event (1) 6:2 everyone (2) 3:17;10:5 executive (12) 4:14,24; 5:7;6:6,12,18;7:5,7,10, 13,18;9:1 exemption (2) 5:19,21 expected (1) 5:23	H happy (1) 6:4 HCR2007 (8) 4:20; 5:11,11,13,20;6:19; 7:22;8:10 Hearing (1) 7:24 helpful (3) 3:5,6;4:9	O one (3) 4:15,15;5:13 open (2) 7:19,19 opposition (3) 6:21,23; 9:25 order (3) 3:4,11;5:4 out (3) 4:7;5:8;9:14 over (1) 6:1 overview (1) 4:8	S second (4) 6:14,15; 9:19,20 seconded (2) 6:17;9:21 Secretary (1) 5:24 Section (2) 5:17;7:9 sense (1) 4:12 sent (1) 5:12 sentiment (1) 8:19 separate (2) 5:18;7:10 session (12) 4:24;5:7, 11;6:6,13,19;7:5,7,10, 13,18;9:1 settlement (1) 5:3 skip (2) 4:16,17 sorry (1) 8:4 sort (2) 4:8;6:2 Sounds (1) 3:9 spending (1) 5:14 start (1) 3:13 state (2) 5:16,24 still (1) 8:9 substantial (1) 8:9 support (1) 8:12
		I identified (1) 3:7 II (1) 4:17 III (2) 4:17,19 inclined (1) 6:9 institutional (1) 8:10 instruct (1) 5:1 Internal (1) 5:16 into (7) 3:4;4:23;5:7; 6:6,12,18;7:5 issue (1) 5:18 issues (2) 6:7;8:5 item (6) 4:9,17,17,19, 24;9:3 IV (1) 9:3	P party (1) 5:17 pass (2) 4:10;5:19 passed (1) 5:11 Paton (7) 3:20,20,22; 4:5;8:16,22,23 pending (1) 5:2	
		J join (2) 8:18,18		
		K Kimble (14) 4:1,2,3,5; 6:15,15;7:25;8:1,3,4,7, 14;9:17,18 Kimble's (1) 8:18		
		L last (1) 5:10 late (1) 5:9 law (1) 4:22 lay (1) 5:8		

sure (1) 9:4				
T				
telephone (1) 3:16 Title (1) 5:20 Tom (7) 3:3,9;4:7;6:10; 7:6,17;9:4 town (1) 4:7 turn (1) 4:8 two (2) 5:13;8:24				
U				
under (2) 5:16;7:10 up (1) 7:19 use (1) 5:14				
V				
vote (1) 9:14 voters (2) 5:12,19				
W				
Whereupon (1) 10:7				
0				
0 (2) 7:5;10:3				
1				
10 (1) 3:12				
2				
2 (1) 5:17				
4				
4 (2) 7:4;10:3 41 (1) 5:20				
8				
8:30 (1) 3:12 8:58 (1) 7:14				
9				
9:01 (1) 10:8				