

RECEIVED

By Office of the Commission Secretary at 3:59 pm, Jun 03, 2021



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AGENDA DOCUMENT NO. 21-26-A
AGENDA ITEM
For the meeting of June 10, 2021

MEMORANDUM

TO: The Commission

FROM: Sean J. Cooksey *Sean J. Cooksey*
Commissioner

DATE: June 3, 2021

RE: Motion to Amend Directive 68 to Include Additional Information in Quarterly Status Reports to Commission

Pursuant to Directive 17, attached for inclusion on the next open meeting agenda are two documents. The first document is a motion to amend Directive 68 to expand and clarify the quarterly status of enforcement reports concerning matters pending before the Commission. The second document is a memorandum explaining the amendment and the problems it addresses.

I request that these documents be made public, with the explanatory memorandum as a separate agenda document, and placed on the Commission's Open Meeting Agenda for June 10, 2021. I intend to move the amendment's adoption at that meeting.

Attachments (2)

MOTION TO AMEND DIRECTIVE 68 TO INCLUDE ADDITIONAL INFORMATION IN QUARTERLY STATUS REPORTS TO COMMISSION

I hereby move that the Commission amend Directive No. 68—which addresses “Enforcement Procedures”—as follows:

Section II.B (“STATUS OF ENFORCEMENT REPORTS TO THE COMMISSION”) shall include a new subsection 6 that states:

A list of all open enforcement matters at the initial stage of the enforcement process where the Commission has previously considered the matter in executive session and has voted to take one or more of the following actions as to all respondents: (1) to find “reason to believe” a respondent has violated the law, (2) to dismiss the allegations, (3) to find “no reason to believe” a respondent has violated the law, or (4) to take no further action at this time. The list shall indicate whether the Commission has voted on any standalone motion to close the file and issue appropriate letters, the outcome of any votes taken, whether the matter is the subject of a suit under 52 U.S.C. § 30109(a)(8), and whether and on what dates the matter has been subsequently considered in any executive session.