

MINUTES OF PUBLIC HEARING AND REGULAR MEETING
OF THE ETHICS COMMISSION
STATE OF OKLAHOMA
HELD NOVEMBER 13, 2015

Call to Order
Upon notice with agenda being properly posted at the Commission office at least twenty-four (24) hours prior to the commencement of the meeting and notice being filed at least 48 hours in advance with the Office of the Secretary of State, a public hearing and regular meeting of the Ethics Commission of the State of Oklahoma ["Commission"] was called to order on Friday, November 13, 2015, at 10:00 a.m. Chair Cathy Stocker, ["Stocker"] opened the meeting, which was held in Room 432A, State Capitol Building, Oklahoma City, Oklahoma.

Determination of Quorum
Roll was called to determine the existence of a quorum for the transaction of business. Commissioners answering present were: Thomas Walker ["Walker"], Jo Pettigrew ["Pettigrew"], Karen Long ["Long"], John Hawkins ["Hawkins"], and Stocker. A quorum of members was declared.

Staff & Visitors
Commission staff members present at all or part of the meeting were Lee Slater ["Slater"], Ashley Kemp ["Kemp"], Geoffrey Long ["Long"], Stephanie Black ["Black"], and Roberta Hale ["Hale"].

Observing all or part of the meeting: Caroline Dennis, Senate staff; Samantha Davidson, Senate staff; Shawn Ashley, ECapitol News; Joel Dean, Journal Record; Glenn Coffee, Attorney; Denise Davick, Attorney; and Robert Dorrell, Blue Cross Blue Shield of Oklahoma.

Introductions and Announcements
None

Consideration of Amendment 2016-04, amending Rule 2 of the Constitutional Ethics Rules
Commissioner Long moved for approval of the Amendment 1 to Amendment 2016-04. Walker seconded.

Roll was called and the vote was as follows: Long – yes, Walker – yes, Pettigrew – yes, Hawkins – Yes, Stocker – yes.

Motion carried.

Discussion and Possible Action on Amendment 2016-04 of the Constitutional Ethics Rules
Long moved for approval of Amendment 2016-04 as amended. Pettigrew seconded.

Long withdrew the previous motion.

Consideration, Discussion and Possible Action on Minutes for Public Hearing, Regular Meeting and Executive Session held on October 9, 2015.

Commission moved to Agenda Item #9 and will return to Agenda Item #3 when Slater returns to the meeting.

Walker moved to approve minutes as presented for the public hearing, regular meeting and executive session held on October 9, 2015.

Hawkins seconded.

Roll was called and the vote was as follows: Walker – yes, Hawkins – yes, Pettigrew – yes, Long – yes, Stocker – yes.

Motion carried.

Discussion of Agency Expenditures for the month of October, 2015.

No further discussion.

General Counsel's Report

Report was provided by Counsel Long.

Executive Directors Report (d) Software Update

Software update provided Deputy Director Kemp.

Commission moved back to Agenda Item #9. (see above)

Return to:
Consideration of Amendment 2016-04, amending Rule 2 of the Constitutional Ethics Rules

Roll was called and the vote was as follows: Long – yes, Pettigrew – yes, Walker – yes, Hawkins – Yes, Stocker – yes.

Motion carried.

Discussion and Possible Action on Amendment 2016-04 of the Constitutional Ethics Rules

Long moves for approval of Amendment 2016-04 as amended in its entirety. Walker seconded.

Roll was called and the vote was as follows: Long – yes, Walker – yes, Pettigrew – yes, Hawkins – Yes, Stocker – yes.

Motion carried. Amendment 2016-04 has been approved.

Consideration of Amendment 2016-03, amending Rules 2, 4 and 5 of the Constitutional Ethics Rules.

Pettigrew moves to amend amendment 2016-3 at page 8, line 8, by inserting after the word "Report." the words "No state officer or employee may accept more than one (1) such gift during any calendar year from the same lobbyist principal."

Long seconded.

Roll was called and the vote was as follows: Long – yes, Pettigrew – yes, Walker – yes, Hawkins – Yes, Stocker – yes.

Motion carried.

Discussion and Possible Action on Amendment 2016-03 of the Constitutional Ethics Rules

Pettigrew made a motion to approve Amendment 2016-3 as amended. Walker seconded.

Roll was called and the vote was as follows: Pettigrew – yes
Walker – yes, Long – yes, Hawkins – Yes, Stocker – yes.

Motion carried. Amendment 2016-03 has been approved.

Consideration of Amendments 2016-1 and 2016-2 of the Constitutional Ethics Rules

Off the record at 10:51 a.m. for a break.

Back on the record at 10:58 a.m.

Walker made a motion for approval of amendment 1 to Amendment 2016-1. No second on the motion. Motion fails for lack of a second.

Discussion and possible action on Amendments 2016-01 and 2016-02 of the Constitutional Ethics Rules

Hawkins made a motion to amend Amendment 2016-2 by deleting sections 1 -5 and inserting the following language: Section 1 REPEALER: Except as otherwise provided. Rules, 3.1, 3.2, 3.3, 3.4, 3.5, 3.6, 3.7, 3.8, 3.9, 3.10 and 3.11 of Title 74, Chapter 62 – Appendix 1 of the Oklahoma Statutes shall be repealed effective July 1, 2016. Rules 3.8 and 3.12 shall be repealed effective immediately. All the rules in Rule 3 would be repealed.

Long seconded.

Roll was called and the vote on Amendment 1 to 2016-2 was as follows: Hawkins – yes, Long – yes, Walker – no, Pettigrew – no, Stocker – no.

Motion fails.

Hawkins made a motion to remove members of Boards and Commissions from the reporting requirements. He moves to amend Amendment 2016-2 at pages 5-10 by deleting Section 5 from the proposed language.

Pettigrew seconded the motion.

Roll was called and the vote was as follows: Hawkins – yes, Pettigrew – yes, Long – yes, Walker – no, Stocker – yes.

Motion carried. Amendment 2 to Amendment 2016-2 deleting Section 5 language is approved.

Hawkins made a motion to adopt amendment 3 to Amendment 2016-2 by adding the following section to be and numbered sequentially: NEW SECTION: REPEALER. Except as otherwise provided. Rules 3.1, 3.2, 3.3, 3.4, 3.5, 3.6, 3.7, 3.9, 3.10 and 3.11 of Title 74, Chapter 62 – Appendix 1 of the Oklahoma Statutes shall be repealed effective July 1, 2016. Rules 3.8 and 3.12 shall be repealed effective immediately.

Long seconded.

Roll was called and the vote was as follows: Hawkins – yes, Long – yes, Pettigrew – yes, Walker – yes, Stocker – yes.

Motion carried. Amendment 3 to Amendment 2016-2 is adopted.

Hawkins made the motion to adopt Amendment 2016-2 as amended.

Long seconded.

Roll was called and the vote was as follows: Hawkins – yes, Long – yes, Pettigrew – yes, Walker – no, Stocker – yes.

Motion carried. Amendment 2016-2 as amended has been approved.

Executive Director's Report

Executive Director report was provided by Slater.

Consideration, Discussion and Proposed Action on Closed/Executive Session

Statement by Attorney is listed as Agenda Item 11 (a).

Walker moved to go into Closed/Executive session. Hawkins seconded. Roll was called and the vote was as follows: Walker – yes, Hawkins – yes, Pettigrew – yes, Long – yes, Stocker – yes.

Motion carried to go into Executive/Closed session at 11:52 p.m.

Executive session was held in the Conference Room located within the Ethics Commission office in the Capitol basement, Rm. B-5.

Possible Action to Return to Open Session

Long moved to reconvene in open session at 12:20 p.m. Hawkins seconded.

Roll was called and the vote was as follows: Long – yes, Hawkins – yes, Pettigrew – yes, Walker – yes, Stocker – yes.

Motion carried.

Consideration, discussion and possible action on Complaint C-15-12.

No action taken.

Consideration, discussion and possible action on dates and times for regular meetings during calendar year 2016.

Long moves for approval of the 2016 proposed OEC meeting dates. Hawkins and Pettigrew seconded.

Roll was called and the vote was as follows: Long – yes, Pettigrew – yes, Walker – yes, Hawkins – yes, Stocker – yes.

Motion carried. 2016 meeting dates were approved.

New Business

No new business.

Adjournment

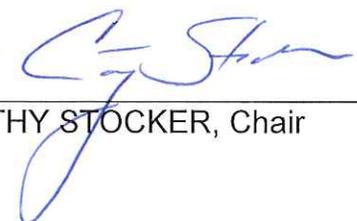
Long moved to adjourn. Hawkins seconded. Roll was called and the vote was as follows: Long – yes, Hawkins – yes, Walker – yes, Pettigrew – yes, Stocker – yes.

Motion carried.

Meeting ended at 12:26 p.m.


LEE SLATER, Executive Director

Approved on Behalf of the Commission:


CATHY STOCKER, Chair