



# OKLAHOMA ETHICS COMMISSION

## NOTICE OF REGULAR MEETING AND PUBLIC HEARING

The Ethics Commission of the State of Oklahoma will hold a regular meeting and public hearing December 11, 2020, at 10:00 o'clock a.m. The Commission will meet at the Will Rogers Building, Room 214, 2401 N. Lincoln Blvd., Oklahoma City, Oklahoma.

**Livestream:** This is an in-person meeting that will be livestreamed. The link to the live feed will be posted the morning of the meeting by 9:30 a.m. at [www.ethics.ok.gov](http://www.ethics.ok.gov) and emailed &/or texted to those signed up to receive Commission meeting information.

**Public Hearing and Public Comment:** The hearing is to consider promulgation of changes to the Ethics Rules of Oklahoma published in Title 74 O.S. Chapter 62, Appendix and Appendix 1, pursuant to [Oklahoma Constitution Article 29, §3](#). [Existing law](#) and [proposed amendments](#) may be found on the Commission's website at [www.ethics.ok.gov](http://www.ethics.ok.gov). Public comment opportunities on the proposed amendment(s) will be provided and are limited to the relevant agenda items. The Chair may announce a time limit for comments at the beginning of each public hearing.

### AGENDA

1. Call to order and determination of quorum present. Chair Stocker
2. Open Meeting Act Compliance. Chair Stocker
3. Introductions and Announcements. Chair Stocker
4. Announcement(s) and/or action for Ethics Rule 1.6 on Ethics Commissioner disqualification or recusal in any matter listed on the Commission agenda. General Counsel McCord
5. **Public Hearing:** Consideration of Amendment 2021-01. This amendment modifies the Constitutional Ethics Rules published at *Title 74, Chapter 62, Appendix* concerning dissolution of candidate committees formed for elections held prior to January 1, 2015 and includes a date for the repeal of the Rules in *Title 74, Chapter 62, Appendix*. Chair Stocker
  - a. Explanation of Amendment 2021-01 by Executive Director.
  - b. Comments by Sponsoring Commissioner(s).
  - c. Public comment.
  - d. Comments and questions by Commissioners and staff.
6. Discussion and possible action on Amendment 2021-01 of the Constitutional Ethics Rules. Chair Stocker
7. **Public Hearing:** Consideration of Amendment 2021-02. This amendment modifies *Title 74, Chapter 62, Appendix 1, Constitutional Ethics Rule 5* regarding informational materials provided by lobbyists, legislative liaisons, and lobbyist principals to state officers and employees. Chair Stocker

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*The Ethics Commission may discuss or decide not to discuss any item on the agenda.*

- a. Explanation of Amendment by Executive Director.
  - b. Comments by Sponsoring Commissioner(s).
  - c. Public comment.
  - d. Comments and questions by Commissioners and staff.
8. Discussion and possible action on Amendment 2021-02 of the Constitutional Ethics Rules. Chair Stocker
  9. Consideration, discussion, and possible action on requests for waiver(s) of Ethics Rules. General Counsel McCord
    - a. W-20-4: Annette Wisk Jacobi, Director of Oklahoma Commission on Children of Youth (OCCY), for a waiver for a pre-existing relationship with Rachel Holt, a Commissioner of OCCY, pursuant to Ethics Rule 4.22.
  10. Consideration, discussion, and possible action on minutes for the regular meeting and executive session held November 13, 2020. Chair Stocker
  11. Consideration, discussion, and possible action on rescinding advisory opinion 2018 OK ETHICS 1, concerning gifts under Rule 5, Lobbyist Registration and Reporting. Chair Stocker
  12. Executive Director's Report. Ms. Kemp
    - a. Agency expenditures and financial statements for the month of November 2020
    - b. Compliance and Education Report
    - c. 2021 Meeting Dates Delivery to Secretary of State
    - d. 2021 Legislative Session Update
  13. General Counsel's Report. Ms. McCord
    - a. Notable cases and trends in Oklahoma and other jurisdictions
  14. Consideration, discussion, and possible action on entering closed/executive session to be held in the Will Rogers Building, Room 214, as authorized and required by Title 25 O.S. Supp. 2017, § 307 (B)(4) and (7) of the Oklahoma Open Meeting Act and Constitutional Ethics Rules 6.5, 6.6, and 6.9 for the purpose of discussing matters identified below in Agenda item 15. Chair Stocker
    - a. **Statement by Attorney.** The information to be discussed in this agenda item requires confidential communications between the Ethics Commission and its attorney concerning pending investigations, claims, or actions and disclosure will seriously impair the ability of the Ethics Commission to process the claims or conduct the pending investigations, litigation, or proceedings in the public interest. In addition, disclosure of any of the items to be discussed would violate confidentiality requirements of state law.

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b. Determination, pursuant to counsel's advice, to go into executive session in the Will Rogers Building, Room 214.

15. Executive Session. Chair Stocker

a. *Institute for Justice v. Laster, et al.*, Western District of Oklahoma, Case No. CIV-19-858-D

b. Complaints

i. C-17-15

c. Cases/Investigations

i. Case No. 2017-10, alleging violation of Campaign Finance Ethics Rule 2

ii. Case No. 2019-04, alleging violation of Campaign Finance Ethics Rule 2

iii. Case No. 2019-03, alleging violation of Lobbyist Registration and Reporting Rule 5

16. Action to return to open session. Chair Stocker

17. Announcement(s) and/or action for Ethics Rule 1.6 on Ethics Commissioner disqualification or recusal in any matter listed for Executive Session. General Counsel McCord

18. Consideration, discussion, and possible action on items considered in executive session. Chair Stocker

a. *Institute for Justice v. Laster, et al.*, Western District of Oklahoma, Case No. CIV-19-858-D

b. Complaints

i. C-17-15

c. Cases/Investigations

i. Case No. 2017-10, alleging violation of Campaign Finance Ethics Rule 2

ii. Case No. 2019-04, alleging violation of Campaign Finance Ethics Rule 2

iii. Case No. 2019-03, alleging violation of Lobbyist Registration and Reporting Rule 5

19. New Business. This business, in accordance with Oklahoma Statutes, Title 25, § 311(A)(9) is limited to any matter not known about or which could have not been reasonably foreseen prior to the time of posting of this agenda. Chair Stocker

20. Adjournment. Chair Stocker

NEXT REGULAR MEETING-  
January 8, 2021 at 10:00 a.m.  
Will Rogers Building, Room 214  
Oklahoma City, Oklahoma