

**OPEN SESSION**  
**MINUTES OF THE MEETING OF THE**  
**NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION**  
**Friday, March 24, 2006**  
**State Capitol, Room 1524**  
**Lincoln, Nebraska**

**Call to Order** – Chairperson Quandt called the meeting to order at 9:00 a.m.

Roll Call –

Deborah Bacon: Excused  
Andre Barry: Present  
John Bergmeyer: Present  
Marilee Fredrickson: Present  
John Gale, Secretary of State: Present  
Steve McCollister: Present  
Kim Quandt: Present  
Gary Rosacker: Excused  
Judy Schweikart: Excused

**Approval of the Open Session Minutes of the January 27, 2006 meeting** – Chairperson Quandt referred the Commissioners to their copies of the Open Session Minutes of the previous meeting.

**Motion by McCollister, second by Gale, that the Open Session Minutes of the January 27, 2006 meeting be approved.** Roll call vote: Commissioners Barry, Bergmeyer, Fredrickson, Gale, McCollister, and Quandt voted yes. Motion carried [6-0-0].

**Report on Late Filing Fees, Including Request(s) for Relief** - Executive Director Daley told Commissioners that no one was present to request relief.

**Consideration and action on resolution to modify filing dates for the NSEA PAC** – Executive Director Daley told Commissioners he was recommending the modification of filing requirements regarding campaign statements filed by the Nebraska State Education Association PAC. He explained that State law requires a committee to file two campaign statements before the election and one campaign statement after the election. The Primary election for 2006 is May 9 and the General Election is November 7, 2006. It is likely that a number of local special elections will be held this year on dates other than the statewide primary and statewide general. The NSEA PAC regularly makes expenditures in connection with school bond issues and school levy overrides. If the NSEA were to strictly comply with the statutes this year, it could conceivably be required to

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file multiple campaign statements. The reporting periods of certain of these statements would overlap. Pursuant to section 49-14,129, the Commission has the authority to modify filing requirements. The proposed resolution modifies only the filing schedule of the NSEA PAC. It doesn't change the content of its campaign statements.

**Motion by McCollister, second by Fredrickson to adopt the same resolution modifying the filing dates for the Nebraska State Education Association PAC.** Commissioners Barry, Bergmeyer, Fredrickson, Gale, McCollister, and Quandt, voted yes. Motion carried. [6-0-0].

**Executive Director's Report** – Executive Director Daley referred Commissioners to his report. He noted that the budget is in good condition to date. The Coast Casinos matter is still ongoing. The General Counsel's motion to dismiss was denied by the Lancaster County District Court and Coast Casinos was granted leave to amend its petition to include NADC as a party. Pat Shannon and the Shannon for Legislature Committee have filed an action in the District Court of Lancaster County purporting to appeal the Commission's decision finding violations and assessing a civil penalty. The Attorney General's office is representing the Commission in the matter.

Discussion followed.

**Legislative Update** – Executive Director Daley updated Commissioners on LB 188 which is NADC's bill to fix many of the holes that the Commission has identified in the Campaign Finance Limitation Act. It was up for debate on select file and it advanced to final reading. There are two more stages for it to go through, final reading and the Governor's decision whether to sign or veto the bill. LB1184, which prohibits the Secretary of State from being a member of any other political committee other than the candidate committee, has advanced to general file but has yet to be debated. LB898, which deals with open public meetings, has not yet been debated. The bill has moved forward with amendments proposed by the Commission Staff. It is on general file but has not been debated. LB 1136 deals with the administrative appeals process. The Commission opposed the bill but did make some suggestions as to amending the bill while retaining the opposition to the district court retaining jurisdiction. Some of the suggestions were adopted. This bill was amended into LB1115 and signed by the Governor.

**Set Meetings Dates** – Executive Director Daley referred Commissioners to a list of proposed meeting dates for 2006/2007. It was determined that most Commission members will be able to attend the meetings as they are listed.

**Motion by McCollister, second by Fredrickson to adopt Commission meeting dates for the years 2006 and 2007.** Commissioners Barry,

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Bergmeyer, Fredrickson, Gale, McCollister, and Quandt, voted yes. Motion carried. [6-0-0].

**Report of the Conflicts Committee** – Commissioner McCollister indicated that there is no report of the Conflicts Committee.

**Report of the Executive Committee** – Chairperson Quandt stated that there is no report from the Executive Committee.

**Closed Session - Motion by Barry, second by Gale that the NADC go into Closed Session pursuant to the confidentiality provisions of the NPADA and the provisions of the Public Meetings Law pertaining to the prevention of needless injury to the reputation of individuals.** Roll call vote: Commissioners Barry, Bergmeyer, Fredrickson, Gale, McCollister, and Quandt, voted yes. Motion carried [6-0-0].

The Commission went into Closed Session at 9:42 a.m.

The Commission returned to Open Session at 10:04 a.m.

**Action on or Announcement of Closed Session Matters** – Executive Director Daley stated that there were no announcements relating to actions taken in the Closed Session.

Executive Director Daley reminded Commissioners that their Statements of Financial Interests were due April 1.

**Adjournment – Motion by McCollister, second by Bergmeyer, that the NADC adjourn.** Roll call vote: Commissioners Barry, Bergmeyer, Fredrickson, Gale, McCollister, and Quandt voted yes. Motion carried [6-0-0].

Chairperson Quandt declared the meeting adjourned at 10:09 a.m.