

CHUGACH ELECTRIC ASSOCIATION, INC.
Anchorage, Alaska

OPERATIONS COMMITTEE MEETING
AGENDA ITEM SUMMARY

December 10, 2008

ACTION REQUIRED

AGENDA ITEM NO. XIII.e.

Information Only
 Motion
 Resolution
 Executive Session
 Other

TOPIC

Adding Campaign Finance Disclosure Requirements to the Bylaws.

DISCUSSION

The purpose of this proposal is to require that candidates for election to the Board of Directors disclose campaign contributions and expenditures. (The exact language still needs to be drafted by Board attorneys, but will follow the attached outline.)

MOTION

Move that the Operations Committee recommend the Board of Directors forward to the Bylaws Committee the proposed Bylaw changes as shown in the attached.

Campaign Finance Disclosure Requirements

Proposed Chugach by-law changes

(A Rough Sketch)

By Jim Nordlund

September 29, 2008

The campaign finance disclosure proposal requires that all candidates for a seat on the Chugach Electric Association Board of Directors disclose the sources of their campaign contributions and all campaign expenditures.

- 1) The name, address and occupation of all contributors making a contribution of more than \$100, plus the date and amount of the contribution, must be reported by the candidate on a form provided by the Association.
- 2) Groups making a contribution must be disclosed as well.
- 3) The candidate must also report all campaign expenditures.
- 4) Periodic disclosure reports must be made during an election cycle which is defined as beginning July 1 and ending on June 30. Disclosures are required as follows: January 30th report; 90 day pre-election report (90 days before annual meeting); 21 day pre-election report; 10 day pre-election report; 14 day post-election report; and the year-end report.
- 5) All disclosure reports shall be made available on the Association's web-site
- 6) All communications by a candidate or on behalf of a candidate shall be clearly identified by the words "paid for by" followed by the name and address of the person or group paying for the communication.

The Association shall contract with a certified public accounting firm to determine if the campaign disclosure bylaw has been complied with. Based upon a review of the campaign expenditures and contributions the accounting firm shall make a recommendation to the Board as follows: "fully complied", "substantially complied" or "not complied". "Substantially complied" means that only minor and correctable oversights have been made on the reports. If the accounting firm determines that the candidate has "not complied", this recommendation shall be addressed by the Board. The Board has the power to disqualify the candidate for non-compliance with the campaign disclosure requirements. The accounting firm shall make this determination upon receipt of the 10 day pre-election report (due 10 days before the annual meeting) and at least seven days before the annual meeting. The Board shall meet at least three days before the annual meeting to determine if the candidate is disqualified.