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**MINUTES OF COMMISSION MEETING  
PUBLIC SESSION**

**June 10, 2010  
10:30 A.M.  
540 Broadway  
Albany, New York**

**Present:**

**Chairman:** Michael G. Cherkasky

**Members:**  
Virginia M. Apuzzo  
John M. Brickman  
Andrew G. Celli, Jr.  
Richard D. Emery  
John T. Mitchell  
Joseph A. Spinelli

**Staff:**  
Barry Ginsberg, Executive Director  
Theresa A. Schillaci, Special Counsel  
Ralph P. Miccio, Special Counsel  
Kathleen H. Burgess, Associate Counsel  
Deborah L. Novak, Confidential Assistant

**I. OPENING STATEMENT**

The meeting was opened by Chairman Michael Cherkasky who announced that Commission member Judge King has been under the weather and extended our well wishes to him.

## **II. MINUTES – PUBLIC SESSION – APRIL 8, 2010**

Upon motion made by Commissioner Emery, seconded by Commissioner Brickman, the Minutes from the Public Session of the April 8, 2010 Commission Meeting were approved by unanimous vote.

## **III. EXECUTIVE DIRECTOR'S REPORT**

Executive Director and General Counsel Barry Ginsberg provided an overview of the Executive Director's Report, highlighting issues due to the absence of a State budget. The Commission has been restricted in terms of how much money has been available for non-personal services. The agency has submitted weekly requests totaling about \$145,000, of which we have received \$2,000. About \$143,000 for our expenses for rent, electricity, paper, etc. have not been paid to date. Our Commission has done an exemplary job of saving as much as possible. Last year, the Commission's appropriation was about \$5.2 million and its actual spending was about \$4.1 million. We took in \$700,000 in fees and penalties. We have been severely restricted in replacing people that leave. The State has recently placed a moratorium on paid and compensatory overtime. We have fewer people and we are unable to compensate those willing to work overtime. On the positive side, last year our Training Unit trained 6,400 people which was a record for this Commission and its predecessors. The work of the Commission on the lobbying side also goes on. During January through March our Program Unit reviewed about 12,000 filings.

The Chairman commented on the budget in these economic times and congratulated staff on its 20% reduction. The Chairman and Commissioner Spinelli discussed imposing an oversight cost on lobbyists, expressing the view that the Commission should become more vocal and make it known that the Commission needs sufficient resources to meet its statutory requirements.

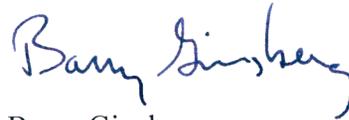
**IV. RULEMAKING UPDATE**

Executive Director and General Counsel Barry Ginsberg presented and discussed amendments to Part 932. After discussion and upon motion made by Commissioner Brickman, seconded by Commissioner Emery, Part 932 was approved by unanimous vote.

**V. MOTION TO ENTER CLOSED SESSION PURSUANT TO EXECUTIVE LAW §94(17)(b) AND TO ENTER INTO EXECUTIVE SESSION PURSUANT TO PUBLIC OFFICERS LAW §105(1)(d)**

A motion to enter into Closed Session pursuant to Executive Law §94(17)(b), and then into Executive Session pursuant to Public Officers Law §105(1)(d), was made by Commissioner Apuzzo, seconded by Commissioner Brickman, and approved by unanimous vote.

Respectfully submitted,



Barry Ginsberg  
Executive Director