

STATE OF KANSAS

Administration of  
Campaign Finance,  
Conflict of Interest  
& Lobbying Laws



901 S. Kansas Avenue  
Topeka, Kansas 66612  
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**GOVERNMENTAL ETHICS COMMISSION**

<https://ethics.kansas.gov>

Joshua Shorter  
Treasurer for John Whitmer  
461 South Firefly Court  
Wichita, KS 67235

September 28, 2016

Notification of Material Error or Omission  
In A Receipts and Expenditures Report

RE: Receipts and Expenditures Report Due July 25, 2016  
(Covering the Period January 1, 2016 thru July 21, 2016)

A review of your Receipts and Expenditures Report identified above indicates the material error(s) or omission(s) listed on the other side of this page. Such error(s) and omission(s) must be corrected within thirty (30) days of the date of this notice by filing an amended report.

File the amended report within thirty (30) days with:

Secretary of State  
120 SW 10<sup>th</sup>  
Memorial Hall  
Topeka, KS 66612

As provided by law, a copy of this notice has been made a part of your record in the Secretary of State's Office. The intentional failure to file an amended report within thirty (30) days is a class A misdemeanor. In addition, you may not accept contributions or make expenditures following the end of the thirty (30) day period if the amended report has not been filed.

Additional information and assistance may be obtained by writing or calling this office. If after having contacted this office substantial issues remain unresolved, you may within ten (10) days of receipt of this notice request a hearing before the Commission.

Sincerely,

A handwritten signature in cursive script that reads "Carol E. Williams".

Carol E. Williams  
Executive Director

1. Schedule D (Other Transactions) of the January 10, 2016 Receipts and Expenditures Report lists \$3000 in loans payable to John Whitmer. These loans are not carried forward as loans payable to the July 25, 2016 Receipts and Expenditures Report, nor are they disclosed on Schedule C (Expenditures and Other Disbursements). All loans should be listed on Schedule D (Other Transactions) until such time as they are repaid or forgiven. An amended July 25, 2016 report must be filed disclosing the disposition of these debts.

2. The July 25, 2016 report did not disclose a payment to the Secretary of State for the candidate's filing fee. If the filing fee was paid by the candidate from personal funds, it should be recorded on Schedule B (In-Kind Contributions) as an "in-kind" contribution from the candidate to the campaign. If the filing fee was paid from campaign funds, this expenditure should be listed on Schedule C (Expenditures & Other Disbursements). The July 25, 2016 report must be amended by showing the payment of the filing fee either on Schedule B or Schedule C and on the cover summary page.

3. Schedule A (Contributions and Other Receipts) of the July 25, 2016 report lists a \$250 contribution being received on 6-23-16 from the Kansas Optometric PAC. K.S.A. 25-4153a states that no registered lobbyist, political committee or person, other than an individual, shall make a contribution and no legislator or candidate for the legislature shall accept a contribution from a lobbyist, political committee or person, other than an individual after January 1 and prior to sine die adjournment of the regular session of the legislature or any other time the legislature is in session. This contribution was received during the time period of the special session which was June 23 and June 24, 2016. This contribution should not have been accepted and should be returned. The return of this contribution must be shown on Schedule C (Expenditures and Other Disbursements) of the October 31, 2016 report.

If you have any questions, feel free to contact this office.

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