



GOVERNMENTAL ETHICS COMMISSION

<https://ethics.kansas.gov>

Talia Penn
Treasurer for Patrick Penn
2507 N Lindberg Street
Wichita, KS 67226

July 28, 2021

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

RE: Receipts and Expenditures Report Due October 26, 2020
(Covering the Period July 24, 2020 thru October 22, 2020)

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 10th
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 "Karina Renne".

Karina Renne
State Campaign Finance Coordinator

1. According to the reports filed with the Secretary of State, The following PAC's report making contributions to the Patrick Penn campaign:

<u>Date</u>	<u>Contributor</u>	<u>Amount</u>
9-25-20	Free State PAC	\$250
9-25-20	Kansans For Lower Electric Rates	\$250
9-30-20	Kansas Farm Bureau Vote FBF Fund	\$500

These contributions were not reported by your campaign. If these contributions were received, they must be reported on Schedule A (Contributions and Other Receipts) on the October 26, 2020 report. **If the campaign did not receive these contributions, please note this fact in a letter to the Commission.**

2. Schedule D (Other Transactions) of the July 27, 2020 Receipts and Expenditures Report lists loans payable totaling \$343 to Patrick Penn. These loans are not carried forward as loans payable to the October 26, 2020 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 October 26, 2020 report must be filed disclosing the disposition of these debts.
3. Schedule C (Expenditures and Other Disbursements) of the October 26, 2020 report lists a donation to the Kansans For Life PAC in the amount of \$200 on 10-3-20.
4. K.S.A. 25-4157a does not list a contribution made to a political action committee as one of the permissible uses of a candidate's campaign fund. If this expenditure was for a reimbursable campaign expense, that fact must be noted on an amended Schedule C. If this was an actual donation, the Kansans For Life PAC will be required to return your campaign funds or you will need to reimburse the campaign personally. **The return of this donation must be shown on Schedule A (Contributions and Other Receipts) on the January 10, 2022 report.**
5. Schedule A (Contributions and Other Receipts) indicates your campaign accepted the following cash contributions over \$100:

<u>Date</u>	<u>Name</u>	<u>Amount</u>
10-01-20	Bernard Nichols	\$250
10-07-20	Patricia Cowan	\$200

K.S.A. 25-4153(i) states, "No person shall make any contribution or contributions to any candidate or the candidate committee of any candidate in the form of money or currency of the United States which in the aggregate exceeds \$100 for any one primary or general election, and no candidate or candidate committee of any candidate shall accept any contribution or contributions in the form of money or currency of the United States which in the aggregate exceeds \$100 from any one person for any one primary or general election."

The cash contributions listed above should not have been accepted by the campaign. In the future, you must be certain that all contributions in excess of \$100 are made by check, cashier's check, money order or e-funds.

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