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MAY 04 2022

KS Governmental Ethics Commission

May 4, 2022

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tcompton@fleeson.com

Direct Dial: (316) 771-8617

Mark Skoglund [KGEK]

Mark.Skoglund@ks.gov

SENT BY E-MAIL ONLY

Re: February 21, 2022 E&O Letter to Kansans for Life

Dear Mark:

As you know, I represent Kansans for Life in relation to the Notification of Material Error or Omission letter from your office dated February 21, 2022 ("the E&O Letter"). Thanks again to you and Kaitlin for discussing this matter with me on the phone on April 20.

The E&O Letter covers the following three reporting periods: July 27, 2020, October 26, 2020, and January 10, 2021. By e-mail after our phone call, Kaitlin requested a similar amendment to KFL's January 10, 2022 report. We hope this letter addresses and resolves all these matters.

The E&O Letter notes that independent expenditures in excess of \$300 must show the amount, date, purpose, and name and address of the supported or opposed candidate for each expenditure. We understand this additional reporting requirement for independent expenditures applies when both of the following elements are present: (1) the expenditure expressly advocates the election or defeat of a clearly identified candidate; and (2) the expenditure exceeds \$300 in an election.

With few exceptions, noted below, the subject expenditures involve the printing, mailing, or advertising of KFL's Voter Guides ("the Guides"), and the Guides do not expressly advocate for the election or defeat of a clearly identified candidate. The Guides simply provide a list of candidates that the organization has endorsed. With only one exception, the first element is not present.

Fleeson Gooing Coulson & Kitch L.L.C
Established 1886

Thomas D. Kitch
Ron Campbell
Gregory J. Stucky
Charles E. Millsap
William P. Tretbar
Thomas J. Lasater
David G. Seely
Stephen M. Stark
Lyndon W. Vix
Calvin D. Rider
William L. Townsley, III
John R. Gerdes
Kent A. Meyerhoff
Brooks G. Severson
Roarke R. Gordon
Adam R. Burrus
Jason R. Bock
Ryan K. Meyer
T. Chet Compton
Nathaniel T. Martens
Megan L. Townsley
Amy D. DeWald
Matthew B. Sondergard
Emily K. Arida

Mike Cannady
Special Counsel

J. Eric Engstrom
Edward J. Healy
Linda K. Constable
Charles E. Cole, Jr.
Retired

Even if the Guides were express advocacy, they do not pass the \$300 threshold. The Guides include endorsement information for many different races, sometimes even for races such as precinct committeeperson. For example, the July 27, 2020 expense for postage of \$25,690.00 for the KFL Voter Guide identified KFL endorsement information for 635 races. That comes to an average spend per candidate of \$40.46. Even added to the other expenditures for the cycle, the total for each candidate does not pass the \$300 threshold. Thus, the second element is not present either (with few exceptions).

The exceptions are identified on the chart enclosed with this letter. Line items 18 and 19 are expenditures exceeding the \$300 threshold but were not express advocacy. Line item 20 was express advocacy but was less than \$300. No expenditure was both express advocacy and in excess of \$300.

Note the calculations at the bottom of the spreadsheet provide the total expenditures and total average expenditures for each cycle.

Line items 16 and 17 are expenditures for digital advertisements. These lines were excluded from the calculation of total expenditures for the 2020 General because none of these ads identified a candidate at all. These ads simply provided a link for people to follow to access the Guides (i.e., "find the names of your local pro-life candidates here").

For these reasons KFL does not plan to file an amended report at this time. If any further information is necessary, KFL is ready to provide it. We look forward to hearing back from you.

Very truly yours,

FLEESON, GOOING, COULSON & KITCH, L.L.C.

By 
T. Chet Compton

TCC:rsh
Enclosure
cc: Hubbell, Kaitlin [KGEC] Kaitlin.Hubbell@ks.gov

Kansans For Life, Inc.

Report - 7/27/2020							
Line Item	Date	To	Amount	Number of Endorsements	Expenditure Per Endorsement	Cycle	Notes
1	1/21/2020	Valley Offset Printing	\$636.05	7	\$90.86	2019 Local	Not Express Advocacy
2	7/8/2020	Wichita Postmater	\$25,690.00	635	\$40.46	2020 Primary	Not Express Advocacy

Report - 10/26/2020							
Line Item	Date	To	Amount	Number of Endorsements	Expenditure Per Endorsement	Cycle	Notes
3	7/27/2020	Wichita Postmaster	\$16,660.00	635	\$26.24	2020 Primary	Not Express Advocacy
4	8/18/2020	Valley Offset Printing	\$13,279.22	635	\$20.91	2020 Primary	Not Express Advocacy
5	8/18/2020	Valley Offset Printing	\$584.23	33	\$17.70	2020 Primary	Not Express Advocacy
6	8/18/2020	Burdiss Lettership Services	\$11,410.00	635	\$17.97	2020 Primary	Not Express Advocacy
7	9/8/2020	Valley Offset Printing	\$665.95	38	\$17.53	2020 Primary	Not Express Advocacy
8	10/7/2020	Wichita Postmaster	\$23,114.48	305	\$75.79	2020 General	Not Express Advocacy
9	10/8/2020	Firepit PR	\$420.00	46	\$9.13	2020 General	Not Express Advocacy
10	10/8/2020	Barker Printing	\$1,704.55	134	\$12.72	2020 General	Not Express Advocacy
11	10/16/2020	Valley Offset Printing	\$572.01	47	\$12.17	2020 General	Not Express Advocacy
12	10/20/2020	Wichita Postmaster	\$23,114.48	305	\$75.79	2020 General	Not Express Advocacy

Report - 1/10/2021							
Line Item	Date	To	Amount	Number of Endorsements	Expenditure Per Endorsement	Cycle	Notes
13	11/1/2020	Valley Offset Printing	\$578.12	46	\$12.57	2020 General	Not Express Advocacy
14	11/19/2020	Valley Offset Printing	\$12,110.76	305	\$39.71	2020 General	Not Express Advocacy
15	11/19/2020	Valley Offset Printing	\$12,110.76	305	\$39.71	2020 General	Not Express Advocacy
16	11/20/2020	Game Changer Strategies	\$7,000.00	157	\$44.59	2020 General	No Candidate Named
17	12/9/2020	Metro Voice Now	\$537.60	305	\$1.76	2020 General	No Candidate Named

Report - 1/10/2022							
Line Item	Date	To	Amount	Number of Endorsements	Expenditure Per Endorsement	Cycle	Notes
18	8/3/2021	Firepit (for Jo Co Schools)	\$4,505.42	9	\$500.60	2021 Primary	Not Express Advocacy
19	10/19/2021	Firepit (for SG/BU Schools)	\$7,946.15	17	\$467.42	2021 Primary	Not Express Advocacy
20	10/27/2021	Firepit (for Jo Co Schools)	\$7,651.07	40	\$191.28	2021 General	Express Advocacy

2020 Primary	
Total Expenditures	Total Average Expenditure
\$68,289.40	\$140.80

2020 General	
Total Expenditures*	Total Average Expenditure
\$73,725.16	\$277.57

*Note: 2020 General calculations do not include line items 16 or 17.

KANSAS GOVERNMENTAL ETHICS COMMISSION

RECEIPTS AND EXPENDITURES REPORT OF A POLITICAL OR PARTY COMMITTEE

January 10, 2022

FILE WITH SECRETARY OF STATE
SEE REVERSE SIDE FOR INSTRUCTIONS

RECEIVED
JAN 25 2022
Kansas Governmental Ethics Commission

A. Name of Committee: **Kansans for Life Political Action Committee**

Address: **P.O. Box 4749**

City and Zip Code: **Wichita 67204**

This is a (check one): ☐ Party Committee ☒ Political Committee

B. Check only if appropriate: ☒ Amended Filing ☐ Termination Report

C. Summary (covering the period from January 1, 2021 through December 31, 2021)

1. Cash on hand at beginning of period	\$16,151.20
2. Total Contributions and Other Receipts (Use Schedule A)	\$131,059.50
3. Cash available this period (Add Lines 1 and 2)	\$147,210.70
4. Total Expenditures and Other Disbursements (Use Schedule C)	\$46,071.90
5. Cash on hand at close of period (Subtract Line 4 from 3)	\$101,138.80
6. In-Kind Contributions (Use Schedule B)	14184.04
7. Other Transactions (Use Schedule D)	0

D. "I declare that this report, including any accompanying schedules and statements, has been examined by me and to the best of my knowledge and belief is true, correct and complete. I understand that the intentional failure to file this document or intentionally filing a false document is a class A misdemeanor."

1/24/2022
Date


Signature of Treasurer

GEC Form 2021

SCHEDULE B
IN-KIND (Non-Monetary) CONTRIBUTIONS

Kansans for Life Political Action Committee

(Name of Party Committee or Political Committee)

Date	Name and Address of Contributor	List Occupation for Those Giving an In-Kind of More Than \$150	Description of In-Kind Contribution	Value of In-Kind Contribution
8/4/21	Kristina Smith 5208 Argentine Blvd. Kansas City, KS 66106	Paralegal	Napkins for event	\$19.63
8/4/21	Kristina Smith 5208 Argentine Blvd. Kansas City, KS 66106	Paralegal	Printing	\$143.35
8/21/21	Kevin Braun 4315 N. 110th Terrace Kansas City, KS 66109	Corporate Trainer	Fundraising event	\$11,373.81
12/7/21	Mike Stieben 19020 252nd Street Tonganoxie, KS 66086	Locomotive Eningeer	Fundraising event	\$2,007.25
9/18/21	Tim Hand 131 Circle Drive Wichita, KS 67218	Hospital administration	Food for Fundraising Event	\$640.00
TOTAL IN-KIND CONTRIBUTIONS				\$14,184.04

Complete if last page of Schedule B

Total Itemized (over \$100) In-Kind Contributions	\$14,184.04
Total Unitemized (\$100 or less) In-Kind Contributions	
TOTAL IN-KIND CONTRIBUTIONS THIS PERIOD (over \$100 or less)	\$14,184.04