



GOVERNMENTAL ETHICS COMMISSION

www.kansas.gov/ethics

Robert Hall
Treasurer for Laura Kelly
PO Box 8242
Topeka, KS 66608-0242

June 3, 2009

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

RE: Receipts and Expenditures Report Due October 27, 2008
(Covering the Period July 25, 2008 thru October 23, 2008)

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 (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

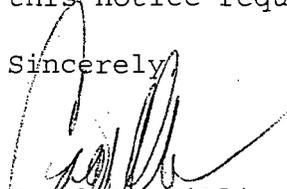
AND

The Candidate's
Home County Election
Officer

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,


Carol E. Williams
Executive Director

1. K.S.A. 25-4153 (a)(1) states, "The aggregate amount contributed to a candidate and such candidate's committee . . . shall not exceed the following: for the office of state senator, . . . \$1000 for each primary election . . . and an equal amount for each general election." The Kelly campaign reported receiving a \$250 contribution on 9-30-05 from Anheuser Busch Companies, Inc, \$250 on 7-26-06, \$250 on 9-5-07 and an additional \$500 on 7-29-08, for a total of \$1250. All of these contributions were received during the primary election period.

Pursuant to K.S.A. 25-4153, the campaign accepted a contribution in excess of the legal limit amounting to \$250. We would suggest that this contribution be refunded immediately. The return of this contribution should be noted on Schedule C (Expenditures and Other Disbursements) of the January 10, 2010 Receipts and Expenditures Report.

2. 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> |
|-------------|----------------------|---------------|
| 8-17-08 | Cathy Harding | \$200 |
| 10-15-08 | Jennifer Crow | \$200 |
| 10-16-08 | Margaret Dunlap | \$150 |
| 10-22-08 | Maynard F. Oliverius | \$500 |

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 or money order.

3. K.S.A. 25-4148 (b) (7) requires that when an expenditure is made by payment to an advertising agency, public relations firm or political consultants for disbursement to vendors, the report of such expenditure shall show in detail the name of each such vendor and the amount, date and purpose of the payment to each. An expenditure amounting to \$25,031.00 was made to FryeAllen, Inc. on 9-22-08 for "Television Advertising". Please submit the required supplemental information as an amendment to Schedule C on

the October 27, 2008 Receipts and Expenditures Report.,

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