

STATE OF KANSAS

Administration of
Campaign Finance,
Conflict of Interest
& Lobbying Laws



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GOVERNMENTAL ETHICS COMMISSION

www.kansas.gov/ethics

Kevin Winters
Treasurer for David Harvey
11440 Tomahawk Creek Pkwy
Leawood, KS 66211

September 19, 2012

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

RE: Receipts and Expenditures Report Due July 30, 2012
(Covering the Period January 1, 2012 thru July 26, 2012)

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,


Carol E. Williams
Executive Director

1. Schedule A (Contributions and Other Receipts) of the July 30, 2012 report lists the following contributions being received by the Harvey campaign:

<u>DATE</u>	<u>CONTRIBUTOR</u>	<u>AMOUNT</u>
1-10-12	Crossland Heavy Contractors	\$500
1-10-12	Crossland Construction Company, Inc.	\$500
1-10-12	Crossland Holding Company, LLC	\$500
1-17-12	Lawrence Paper Company	\$1000

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. These contributions should not have been accepted and should be returned. The return of these contributions must be shown on Schedule C (Expenditures and Other Disbursements) of the October 29, 2012 report.

2. The July 30, 2012 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 30, 2012 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. K.S.A. 25-4146(b) states, "No contribution or other receipt shall be received or expenditure made, by or on behalf of a candidate, except payment of a filing fee: (1) until such candidate appoints a treasurer and makes the report required to the Secretary of State..." The following contributions were received prior to the date the candidate's Appointment of Treasurer or Candidate Committee form was filed with the Secretary of State on February 16, 2012:

<u>DATE</u>	<u>CONTRIBUTOR</u>	<u>AMOUNT</u>
1-10-12	Crossland Heavy Contractors	\$500
1-10-12	Crossland Construction Company, Inc.	\$500
1-10-12	Crossland Holding Company, LLC	\$500
1-17-12	Lawrence Paper Company	\$1000

These contributions should not have been accepted. No amendment to the July 30, 2012 report is necessary for this error. This notice is being provided for informational purposes.

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