

STATE OF KANSAS

Administration of
Campaign Finance,
Conflict of Interest
& Lobbying Laws



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GOVERNMENTAL ETHICS COMMISSION

<https://ethics.kansas.gov>

Paul Lehmkuhler
Treasurer for Maynard Estes, Jr.
2206 Howell Avenue
Dodge City, KS 67801

June 15, 2017

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

RE: Receipts and Expenditures Report Due October 31, 2016
(Covering the Period July 22, 2016 thru October 27, 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.

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 black ink, appearing to read "Carol E. Williams".

Carol E. Williams
Executive Director

1. According to the Candidate Last Minute Contribution Report filed on 7-28-16 by the Maynard Estes, Jr. campaign, the campaign received the following contributions:

<u>DATE</u>	<u>CONTRIBUTOR</u>	<u>AMOUNT</u>
6-29-16	Kansas State Farm Insurance Agents & Employees PAC	\$500
7-13-16	Kansas Farm Bureau Vote FBF Fund	\$1000
7-19-16	HCA Kansas Good Government Fund	\$500
7-18-16	Kansas Dental PAC	\$400
7-18-16	Kansas Beverage Assn PAC	\$500
7-19-16	Kansas Hospital Assn PAC	\$1000
7-19-16	Kansas New Energy Economy PAC	\$1000
7-21-16	NextEra Energy Resources LLC	\$1000
7-21-16	Kansas Dental PAC	\$500
7-22-16	Road Map PAC, Inc.	\$1000
7-22-16	Greater Kansas Racing Alliance	\$1000
7-23-16	American Freedom PAC	\$1000

These contributions were not reported by your campaign on the October 31, 2016 report. These contributions must **also** be reported on Schedule A (Contributions and Other Receipts) on the October 31, 2016 report. These errors will cause the cash balance on the front page summary sheet to be incorrect. Therefore, an amended front page summary sheet must also be filed.

2. According to the reports filed with the Secretary of State, the following PACS report making contributions to the Bud Estes campaign:

<u>Date</u>	<u>Contributor</u>	<u>Amount</u>
07-05-16	Kansas Agri Business Council	\$500
07-16-16	Kansas Motor Carriers Assn PAC	\$250
10-18-16	Farmers Insurance Employee & Agent PAC	\$1000
08-15-16	Jenkins Ad Astra PAC	\$500
10-11-16	Kansans For Jobs and Opportunity	\$1000
10-03-16	Kansans For Quality Mental Health Services	\$250
09-29-16	Kansas American Family Insurance PAC	\$150
08-10-16	Kansas Bankers Assn PAC	\$1000
08-26-16	Kansas Chiropractic Assn PAC	\$250
09-12-16	Kansas Credit Union PAC	\$250
08-29-16	Kansas Health Care Assn PAC	\$250
10-14-16	Kansas Hygienists PAC	\$150
08-25-16	Kansas Insurance Agents PAC	\$250
10-07-16	Kansas New Energy Economy PAC	\$1000
09-28-16	Kansas Restaurant & Hospitality Assn	\$500
08-19-16	Kansas Rural Independent Telecom PAC	\$200
09-29-16	Kansas SF Insurance Agents & Employees PAC	\$500

07-27-16	Kansas Wine & Spirits Wholesalers	\$250
09-28-16	National Federation of Independent Business	\$500
10-12-16	ONEOK	\$300
09-13-16	Race for Kansas PAC	\$1000
10-11-16	Security Benefit Life Insurance PAC	\$150
07-29-16	Southwest Kansas Irrigation Assn PAC	\$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 31, 2016 report. These errors will cause the cash balance on the front page summary sheet to be incorrect. Therefore, an amended front page summary sheet must also be filed. **If the campaign did not receive these contributions, please note this fact in a letter to the Commission.**

3. According to the reports filed by the Kansas Hospital Association PAC, they report giving one \$1000 contribution during the general election period on 8-30-16 to the Estes campaign. However, the campaign reported receiving two \$1000 contributions on 8-30-16. An amended Schedule A (Contributions and Other Receipts) must be filed removing this duplicate entry.

4. K.S.A. 25-4154 (c) states "The aggregate of contributions for which the name and address of the contributor is not reported under K.S.A. 25-4148 shall not exceed 50% of the amount one individual (other than the candidate or spouse) may contribute to or for a candidate's campaign."

The October 31, 2016 report indicates there was \$24,425.00 in contributions received during the reporting period when the name of the contributor was not known. K.S.A. 25-4154 (c) sets that limit at \$500. If the campaign cannot determine the name, address and amount contributed by each person that made up this \$24,425.00, the campaign accepted \$23,925.00 of illegal contributions. If the campaign is able to determine who made these contributions, please provide a listing to the Commission. Otherwise, all excess anonymous contributions must be disposed of immediately in a non-political manner, i.e., contributed to charity. The disposition of the \$23,925.00 will be reported on Schedule C (Expenditures and Other Disbursements) of the January 10, 2018 Report.

5. Schedule C (Expenditures and Other Disbursements) of the October 31, 2016 report lists an expenditure in the amount of \$209.50 to Bud Estes on 9-7-16 for interest expense. K.S.A. 25-4157a(b) states "No moneys received by any candidate or candidate committee of any candidate as a contribution shall be used to pay interest or any other finance charges upon moneys loaned to the campaign by such candidate or the spouse of such candidate. It

will be necessary for the candidate to reimburse the campaign for the interest paid. This reimbursement will be shown on Schedule A (Contributions and Other Receipts) of the January 10, 2018 report.

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