STATE OF KANSAS



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**GOVERNMENTAL ETHICS COMMISSION** 

https://ethics.kansas.gov

April 8, 2021

Sandi Fried Treasurer for Joy Koesten 4989 W 131<sup>st</sup> Place Leawood, KS 66209

Administration of

Campaign Finance,

Conflict of Interest

& Lobbying Laws

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) <u>listed on the other side</u> 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 10<sup>th</sup> 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,

Karina Renna State Campaign Finance Coordinator

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 Koesten campaign reported receiving a \$1000 contribution on 8-26-20, and \$138.89 contribution on 9-28-20 from Megan Hull, for a total of \$1138.89. Both of these contributions were received during the general election period.

Pursuant to K.S.A. 25-4153, the campaign accepted a contribution in excess of the legal limit amounting to \$138.89. We would suggest that this contribution be refunded immediately. Since the campaign account is closed, it will be necessary for the candidate to personally reimburse the \$138.89 excess contribution to Megan Hull. A copy of the cancelled check must be provided to the Commission.

- 2. According to the verified statement filed with the Secretary of State, the Future Now Fund PAC reports making a \$1000 contribution to Joy For Kansas on 7-29-20. This contribution was not reported by your campaign. If this contribution was received, it must be reported on Schedule A (Contributions and Other Receipts) on the October 26, 2020 report. This error 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. <u>If</u> the campaign did not receive this contribution, please note this fact in a letter to the Commission.
- 3. Schedule C (Expenditures and Other Disbursements) of the October 26, 2020 report lists a \$15,000 contribution to the KDP Democratic Tallgrass Committee on 9-15-20 and a \$5000 contribution to the Kansas Democratic Party. It appears these two contributions were incorrectly reported since the KDP Democratic Tallgrass Committee reports the contribution from the Joy For Kansas campaign as \$5,000, not \$15,000 and the Kansas Democratic Party reports their contribution as \$15,000, not \$5,000. (The \$15,000 would be an excess donation to the congressional party committee). An amended Schedule C must be filed correcting this error.

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