

STATE OF KANSAS



Administration of
Campaign Finance,
Conflict of Interest
& Lobbying Laws

901 S. Kansas Avenue
Topeka, Kansas 66612
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GOVERNMENTAL ETHICS COMMISSION

<https://ethics.kansas.gov>

May 22, 2019

J Aaron Deuser
Treasurer for Gregory Orman
18001 W 106th St., Suite 150
Olathe, KS 66061

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

RE: Receipts and Expenditures Report Due October 29, 2018
(Covering the Period July 27, 2018 thru October 25, 2018)

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 "Mark Skoglund".

Mark Skoglund
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 pair of offices of governor and lieutenant governor or for other state officers elected from the state as a whole, . . . \$2000 for each primary election . . . and an equal amount for each general election." The Orman campaign reported receiving a \$1250 contribution on 12-16-17, \$500 on 5-13-18 from Wayne Wandersee, and an additional \$1000 contribution on 8-3-18, for a total of \$2750. 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 \$750. This contribution must be refunded immediately. Since the campaign account is closed, it will be necessary for the candidate to personally reimburse Wayne Wandersee. A copy of the cancelled check must be submitted to the Commission.

2. 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. Expenditures amounting to \$687,198.00 were made to AL Media, LLC for Radio/TV advertising. Please submit the required supplemental information as an amendment to Schedule C on the October 29, 2018 Receipts and Expenditures Report.
3. Schedule C (Expenditures and Other Disbursements) of the October 29, 2018 report lists a \$545.57 expenditure to Nicholas Connors on 9-11-18 for apartment furniture and a \$1371.00 reimbursement to Maddison Orman on 9-18-18 for state fair tickets. Further explanation as to the purpose of these expenditures and how they are legitimate campaign expenses must be provided in a letter to the Commission.
4. Schedule C (Expenditures and Other Disbursements) of the October 29, 2018 report shows expenses in the amount of \$912.96 for fuel costs. Pursuant to Advisory

Opinion 2007-14, the candidate can only be reimbursed for mileage at the state mileage reimbursement rate. The candidate can not be reimbursed for fuel. The Commission opined "due to the difficulty in determining the allocation of vehicle expenses between a candidate's personal use of a vehicle and the candidate's use of a vehicle for holding political office or for campaign purposes, the Commission now determines that beginning January 1, 2008, the use of campaign funds to pay for otherwise un-reimbursed vehicle expenses will be limited to the state mileage reimbursement rate." When claiming reimbursement for mileage from campaign funds, the treasurer needs to keep detailed records for mileage expenditures showing the dates of travel, the necessity for and specific purpose of the travel, and the actual mileage traveled. If the \$912.96 for fuel was allocated for campaign purposes only, please provide more detail as to the specific purpose of the travel for the fuel costs.

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