

STATE OF KANSAS

Administration of
Campaign Finance,
Conflict of Interest
& Lobbying Laws



901 S. Kansas Avenue
Topeka, Kansas 66612
(785) 296-4219 (phone)
(785) 296-2548 (fax)

GOVERNMENTAL ETHICS COMMISSION

<https://ethics.kansas.gov>

Mike Marsh, CPA
Treasurer for Ken Selzer
6275 West 157th Street
Overland Park, KS 66223

October 10, 2018

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

RE: Receipts and Expenditures Report Due July 30, 2018
(Covering the Period January 1, 2018 thru July 26, 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 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,

A handwritten signature in black ink, appearing to read "MSK", written over a horizontal line.

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 Selzer campaign reported receiving a \$1000 contribution on 9-12-17 from the Blue Cross & Blue Shield of Kansas City PAC for Kansas, \$1000 on 12-19-17 and an additional \$1000 contribution on 6-8-18, for a total of \$3000. 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 \$1000. 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 October 29, 2018 Receipts and Expenditures Report.

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 \$176,559.65 were made to Thompson Communications, Inc for radio/TV ads. Please submit the required supplemental information as an amendment to Schedule C on the July 30, 2018 Receipts and Expenditures Report.
3. Schedule C (Expenditures and Other Disbursements) of the July 30, 2018 report lists a \$1000 contribution on 2-6-17 to the KFL PAC.

K.S.A. 25-4157a does not list a contribution made to a political action committee as one of the permissible uses of a candidate's campaign fund. If this expenditure was for the purchase of an advertisement in the committee's publications or for other reimbursable campaign expenses, that fact must be noted on an amended Schedule C. If this was an actual donation, the KFL PAC will be required to return your campaign funds or you will need to reimburse the campaign personally.

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