



GOVERNMENTAL ETHICS COMMISSION

<https://ethics.kansas.gov>

March 14, 2018

George Bruce
Treasurer for Mark Hutton
100 N Broadway St., Ste. 500
Wichita, KS 67202

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

RE: Receipts and Expenditures Report Due January 10, 2018
(Covering the Period January 1, 2017 thru December 31, 2017)

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 Hutton campaign reported receiving a \$1000 contribution on 11-2-17 from Brock Beran, and an additional \$2000 on 12-22-17, and a \$2000 contribution from Greg Bogue on 11-6-2017 and an additional \$2000 on 12-27-17 for a total of \$2000. All of these contributions were received during the primary election period.

Pursuant to K.S.A. 25-4153, the campaign accepted contributions in excess of the legal limit amounting to \$3000. We would suggest that these contributions be refunded immediately. The return of these contributions should be noted on Schedule C (Expenditures and Other Disbursements) of the July 30, 2018 Receipts and Expenditures Report.

2. Schedule A (Contributions and Other Receipts) indicates your campaign accepted numerous cash contributions over \$100:

K.S.A. 25-4153(i) states, "No person shall make any contribution or contributions to any candidate or the candidate committee of any candidate in the form of money or currency of the United States which in the aggregate exceeds \$100 for any one primary or general election, and no candidate or candidate committee of any candidate shall accept any contribution or contributions in the form of money or currency of the United States which in the aggregate exceeds \$100 from any one person for any one primary or general election."

The cash contributions listed above should not have been accepted by the campaign. In the future, you must be certain that all contributions in excess of \$100 are made by check, cashier's check or money order.

3. 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 \$29,940.86 were made to EIS Solutions. Please submit the required supplemental information as an amendment to Schedule C on the January 10, 2018 Receipts and Expenditures Report.

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