

STATE OF KANSAS

Administration of
Campaign Finance,
Conflict of Interest
& Lobbying Laws



109 West 9th Street, Suite 504
Topeka, Kansas 66612
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GOVERNMENTAL ETHICS COMMISSION

www.kansas.gov/ethics

Isabel Moreno
Treasurer for Delia Garcia
771 N Mt. Carmel
Wichita, KS 67203

August 26, 2008

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

RE: Receipts and Expenditures Report Due July 28, 2008
(Covering the Period January 1, 2008 thru July 24, 2008)

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 (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

AND

The Candidate's
Home County Election
Officer

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 cursive script, appearing to read "Carol E. Williams".

Carol E. Williams
Executive Director

1. Schedule A (Contributions and Other Receipts) of the July 28, 2008 report lists \$329.47 for unitemized contributions of \$50 or less in two places. If this is a duplicate entry, an amended Schedule A must be filed removing one of the entries and an amended cover summary page must also be filed with the correct total for total contributions and other receipts.

2. 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 member of the house of representatives, . . . \$500 for each primary election . . . and an equal amount for each general election." The Garcia campaign reported receiving a \$300 contribution on 9-19-07 from Phil Ruffin, and \$300 on 1-4-08, for a total of \$600. Both 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 \$100. 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 27, 2008 Receipts and Expenditures Report.

3. According to the reports filed with the Secretary of State, Kansas Contractors Association PAC reports making a \$500 contribution to Delia Garcia on 6-24-08. 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 July 28, 2008 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. If the campaign did not receive this contribution, please note this fact in a letter to the Commission.

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