



GOVERNMENTAL ETHICS COMMISSION

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Bill Mills
Treasurer for Michael O'Neal
105 Hyde Pky
Hutchinson, KS 67502

April 29, 2010

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

RE: Receipts and Expenditures Report Due January 10, 2010
(Covering the Period January 1, 2009 thru December 31, 2009)

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,

Carol E. Williams
Executive Director

1. The beginning balance of \$16,055.05 listed on the January 10, 2010 report is not the same as the ending balance of \$16,555.05 listed on the January 10, 2009 amended report. This difference of \$500 must be explained in an amended report.

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 O'Neal campaign reported receiving a \$500 contribution on 8-1-09 from QC Holdings, Inc., and \$250 on 12-29-09, for a total of \$750. 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 \$250. 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 July 26, 2010 Receipts and Expenditures Report.

3. Schedule C (Expenditures and Other Disbursements) of the **January 10, 2009 report** lists a \$500 expenditure to the Nemaha County Republican Party on 10-27-08. The Nemaha County Republican Central Committee does not report receiving this contribution and a letter dated October 25, 2009 from the treasurer of the central committee indicates the \$500 contribution check never cleared the bank account. A letter of explanation must be filed explaining the disposition of the \$500 contribution to the Nemaha County Republican Central Committee.

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