

**GOVERNMENTAL ETHICS COMMISSION**

www.kansas.gov/ethics

August 13, 2013

Helen Graves
Treasurer for Diana Dierks
120 South Hilldale Road
Salina, KS 67401

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

RE: Receipts and Expenditures Report Due January 10, 2013
(Covering the Period October 26, 2012 thru December 31, 2012)

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,

Carol E. Williams
Executive Director

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1. According to the reports filed with the Secretary of State, the Kansas Credit Union Legislative Action Committee PAC reports making a \$100 contribution to Diana Dierks on 12-4-12. 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 January 10, 2013 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.

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 Dierks campaign reported receiving a \$200 contribution on 8-17-12 from Advance America and an additional \$500 on 11-5-12, for a total of \$700. Both of these contributions were received during the general election period.

Pursuant to K.S.A. 25-4153, the campaign accepted a contribution in excess of the legal limit amounting to \$200. 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 January 10, 2014 Receipts and Expenditures Report.

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